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L-11025/07/2024-Jus.
Government of India
Ministry of Law and Justice
Department of Justice
***

Jaisalmer House, Man Singh Road,
New Delhi Dated: 9th July, 2024

To

1. Accountants General,
   All States and U.T. of Chandigarh and J&K.
2. Pay and Accounts Officer,
   Supreme Court of India, New Delhi.
3. Pay and Account Officer, No. XIV,
   Government of NCT of Delhi,
   Fire Station Building, Shankar Road, New Delhi.
4. Directorate of Pension & Provident Fund,
   Gujarat State,
   Block No. 17, Dr. Jivaraj Mehta Complex,
   Old Sachivalaya, Gandhinagar.

SP
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Subject:- Enhancement in the ceiling of gratuity from Rs.20 lakh to Rs.25 lakh from 01.01.2024 to the Judges of Supreme Court/High Courts.

Sir,

I am directed to refer to this Departments letter No. L-11017/1/2016-Jus.I dated 30th January, 2018 (copy enclosed) conveying the ceiling of Rs. 20,00,000/- on the amount of retirement or death gratuity payable under the High Court Judges (Salaries and Conditions of Service) Act, 1954 and the Supreme Court Judges (Salaries and Conditions of Service) Act, 1958 w.e.f. 1.1.2016 and to state that the ceiling on gratuity has been reviewed in view of the increase in dearness allowance to 50%.

2 In consequence thereof, approval of the Competent Authority is conveyed to the enhancement of the revision of the ceiling of Gratuity from Rs. 20 lakh to Rs. 25 lakh w.e.f. 01.01.2024 to the Judges of Supreme Court/ High Courts.

3. This issues with the concurrence of Department of Expenditure vide ID Note No. 19047/11/2016-E.IV dated 21.06.2024.

Yours faithfully,

09/7/2024

(A.S. Lungreishang)
Under Secretary to the Govt. of India.

05 AUG 2024
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Copy to:-

1. Chief Secretary, All States/Govt. of NCT of Delhi and Chandigarh Administration.
2. Secretary General, Supreme Court of India, New Delhi.
3. Registrar Generals, All High Courts.

4. O/o Comptroller and Auditor General of India, Bahadurshah Zafar Marg, New Delhi.
5. Joint Secretary (Pers.), Department of Expenditure, North Block, New Delhi.
6. Joint Secretary, Department of Pension &Pensioners' Welfare, Lok Nayak Bhawan, Khan Market, New Delhi-3.
7. Reserve Bank of India Department of Government & Bank Accounts Central Office, 4th Floor, Byculla Office Building, Opp. Mumbai Central Station, Byculla, Mumbai- 400008.
8. Chairman to all authorized Bank's Head Offices/Regional office of the State Government.
9. Budget and Accounts Section, M/o Law and Justice, Shastri Bhawan, New Delhi.
10. Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.
11. Pay and Accounts Officer, Central Pension Accounting Office, Trikoot-II, Bhikaji Cama Place, R.K. Puram, New Delhi-110066.
12. Director, NIC- with the request to get the circular uploaded in the website of this Department.
13. Guard File.

(A.S. Lungreishang)
Under Secretary to the Govt. of India.

Sl. No. (1)

Speed Post

L-11017/1/2016-Jus.I
Government of India
Department of Justice
***

Jaisalmer House, Man Singh Road,
New Delhi Dated 30th January, 2018.

To

1. The Accountant Generals of all States.
2. The Pay and Accounts Officer, New Delhi.
3. The Pay and Accounts Officer No. XIV,
   Government of NCT of Delhi, Fire Station
   Building, Shanker Road, New Delhi.
4. The Dte. Of Pension & Provident Fund,
   Gujarat State, Dr. Jivraj Mehta Bhavan,
   Old Sachivalaya, Gandhinagar.
5. The Director,
   Department of Pension,
   Government of Rajasthan, Jaipur.

Subject: - Grant of revised salary and pension/family pension to the Judges of High Courts and Supreme Court and enhanced age related quantum of pension/family pension.

Sir,

In pursuance of the amendment of the High Court Judges (Salaries and Conditions of Service) Act, 1954 (hereinafter referred to Act, 1954) and the Supreme Court Judges (Salaries and Conditions of Service) Act, 1958 (hereinafter referred to Act 1958), as per the High Court and Supreme Court Judges (Salaries and Conditions of Service) Amendment Act, 2018, salary and pension/family pension in respect of a Judge is to be revised with effect from 1.1.2016, Sumptuary Allowance is to be revised w.e.f. 22.9.2017 and House Rent Allowance (HRA) is to be revised w.e.f.1.7.2017, in accordance with the amendment provisions of the relevant Acts.

2. In consequence thereof, sanction of the President is hereby accorded to the revision, with effect from 1.1.2016, of the salary and pension/additional pension/family pension already sanctioned in respect of a Judge (includes Judges of a High Court, Chief Justice of High Courts, Judges of the Supreme Court and the Chief Justice of India), in accordance with the amended provisions of the relevant Acts. In cases where the date of retirement of the Judge is after 1.1.2016, the pension already sanctioned shall be revised with effect from the date of the retirement. Though the Amendment Act specifies the rates of

.... 2/-

pension/additional pension/family pension in respect of the Part I and Part III Judges effective from 1.1.2016, for purpose of facilitation these are summarized below.

2.1 Revised rates of Salary and Sumptuary Allowance of Judges of the Supreme Court and the High Courts to whom the provisions of Part I of the First Schedule to the Act 1958 and Part I of the Schedule to the Act 1954 respectively apply:-

2.1.1 Chief Justice of India

Salary @ Rs.2,80,000/- per month and Sumptuary Allowance @ Rs.45,000/- per month.

2.1.2 Judges of the Supreme Court

Salary @ Rs.2,50,000/- per month and Sumptuary Allowance @ Rs.34,000/- per month.

2.1.3 (i) Chief Justice of High Courts

Salary @ Rs.2,50,000/- per month and Sumptuary Allowance @ Rs.34,000/- per month.

(ii) Judges of the High Court:

Salary @ Rs. 2,25,000/- per month and Sumptuary Allowance @ Rs. 27,000/- per month.

2.1.4 House Rent Allowance

Where a Judge does not avail himself of the use of an official residence, he may be paid every month an allowance equivalent to an amount of twenty-four per centum of the salary which shall be increased at the rate of –

(a) Twenty-seven per centum, when Dearness Allowance crosses twenty five per centum; and
(b) Thirty per centum, when Dearness Allowance crosses fifty per centum.

3.1 Revised rates of pension of Judges of the Supreme Court and the High Courts to whom the provisions of Part I of the First Schedule to the Act 1958 and Part I of the Schedule to the Act 1954 respectively apply:-

10

3.1.1 Judges of the Supreme Court

(i) Chief Justice of India
In addition to pension admissible as Judge/Chief Justice of High Court and Judge, Supreme Court, an additional amount of Rs.34,104/- for each completed year of service as Chief Justice of India until he has become entitled to Rs.10,34,040/- p.a. and thereafter, an additional amount of Rs. 86884/-for each completed year of service, the aggregate amount not exceeding Rs.16,80,000/-p.a.

(ii) Judges of the Supreme Court
Rs.1,21,575/- for each completed year of service rendered as Chief Justice of a High Court and as a Judge, Supreme Court in addition to 3.1.1(i) above, taken together not exceeding Rs. 15,00,000/- p.a.

3.1.2 Judges of the High Court:

(i) Chief Justice of High Court
Rs. 1,21,575/- for each completed year of service as Chief Justice, High Court in addition to 3.1.1 (i) above, both taken together not exceeding Rs. 15,00,000/- p.a.

(ii) Judges of the High Court:
Rs. 96,524/- for each completed year of service as Judge, High Court, subject to the maximum of Rs.13,50,000/- p.a.

3.2 Revised rate of special additional pension of Judges of the Supreme Court and the High Courts to whom the provisions of Part III of the First Schedule to the Act 1958 and Part III of the Schedule to the Act 1954 respectively apply:

The special additional pension payable to a Judge of the High Court/Supreme Court under Para 2 (b) of Part III of the First Schedule to the Act, 1954 / Schedule to the act, 1958, shall be calculated @ Rs.45,016/- for each completed year of service as Judge/Chief Justice of the High Court and Judge/Chief Justice of India, subject to the consolidated pension under Para 2 of Part III of the above mentioned Schedules to the Act 1954 / Act 1958 not exceeding Rs. 13,50,000/- p.a. in the case of a Judge, High Court, Rs. 15,00,000/-p.a. in the case of a Judge, Supreme Court or Chief Justice, High Court and Rs. 16,80,000/- p.a. for Chief Justice of India.

4. FAMILY PENSION:

HIGH COURT/SUPREME COURT JUDGES:

Family pension sanctioned on or after 1.1.2016 is to be revised as per the amended provisions of the Acts provided that family pension calculated under the Act, 1954/1958 shall in no case exceed the pension admissible to the Judge.

..... 4/-

5. Gratuity:- The amount of retirement or death gratuity payable under the High Court Judges (Salaries and Conditions of Service) Act, 1954 and the Supreme Court Judges (Salaries and Conditions of Service) Act, 1958 shall in no case exceed Rs.20,00,000/-.

6. Arrears:- Arrears on account of revised salaries, gratuity, pension and family pension w.e.f. 1.1.2016 shall be paid as one time lump sum payment in the current financial year (2017-18).

7. The Accountants General/Pay and Account Officers are authorized to take necessary action for revising the pension/additional pension/family pension with effect from 1st January 2016, in respect of Part-I and Part-III retired Judges, immediately. In case of any doubt, clarification may be obtained from Department of Justice, Ministry of Law and Justice.

8. No fresh reports with regard to the admissibility of revised pension/additional pension/family pension in respect of Part-I and Part-III Judges, are required to be furnished to this Department for conveying individual sanctions for the revised pension/additional pension/family pension in respect of Part-I and Part-III Judges.

Yours faithfully,

(Alok Srivastava)
Secretary to the Govt. of India
Tel. No. 23383674

Copy to:-

1. The Chief Secretaries of all States, Chief Secretary of NCT of Delhi, Chief Secretary, Govt. of Puducherry, Administrator of UT of Chandigarh.
2. The Secretary General, Supreme Court of India, New Delhi.
3. The Registrars General of all High Courts.
4. PS to Hon'ble Finance Minister, North Block, New Delhi.
5. PS to Hon'ble MLJ/PS to Hon'ble MoS (L&J).
6. The O/o C&AG, Bahadur Shah Zafar Marg, New Delhi.
7. Department of Expenditure (Implementation Cell), Ministry of Finance, North Block, New Delhi.
8. Department of Pension & Pensioners' welfare, Lok Nayak Bhawan, New Delhi.
9. DS(Fin.), M/o Law & Justice, Shastri Bhawan, New Delhi.
10. The Cabinet Secretariat, Rashtrapati Bhawan, New Delhi.
11. The Reserve Bank of India, Central Accounting Branch, Mumbai- with 60 spare copies for circulation amongst the Pension Disbursing Branches of various Banks for necessary prompt action.
12. Guard file.

(S.C. Barmma)
Joint Secretary to the Govt. of India

रजिस्ट्री सं० डी० एल०—(एन)04/0007/2003—18 REGISTERED NO. DL.—(N)04/0007/2003—18

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW AND JUSTICE
(Legislative Department)

New Delhi, the 27th January, 2018/Magha 7, 1939 (Saka)

The following Act of Parliament received the assent of the President on the 25th January, 2018, and is hereby published for general information:—

THE HIGH COURT AND SUPREME COURT JUDGES (SALARIES AND CONDITIONS OF SERVICE) AMENDMENT ACT, 2018

No. 10 OF 2018

[*25th January*, 2018.]

An Act further to amend the High Court Judges (Salaries and Conditions of Service) Act, 1954 and the Supreme Court Judges (Salaries and Conditions of Service) Act, 1958.

BE it enacted by Parliament in the Sixty-eighth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

Short title and commencement.

1. (1) This Act may be called the High Court and Supreme Court Judges (Salaries and Conditions of Service) Amendment Act, 2018.

(2) Sections 2, 5, 6 and 9 shall be deemed to have come into force on the 1st day of January, 2016. Sections 3 and 7 shall be deemed to have come into force on the 1st day of July, 2017. Sections 4 and 8 shall be deemed to have come into force on the 22nd day of September, 2017.

CHAPTER II

AMENDMENTS OF THE HIGH COURT JUDGES (SALARIES AND CONDITIONS OF SERVICE) ACT, 1954

Amendment of section 13A

2. In the High Court Judges (Salaries and Conditions of Service) Act, 1954 (hereinafter referred to as the High Court Judges Act), in section 13A,— 28 of 1954.

(*a*) in sub-section (*1*), for the words "ninety thousand rupees per mensem", the words "two lakh fifty thousand rupees per mensem" shall be substituted;

(*b*) in sub-section (*2*), for the words "eighty thousand rupees per mensem", the words "two lakh twenty-five thousand rupees per mensem" shall be substituted.

Amendment of section 22A.

3. In section 22A of the High Court Judges Act, for sub-section (*2*), the following sub-section shall be substituted, namely:—

"(*2*) Where a Judge does not avail himself of the use of an official residence, he may be paid every month an allowance equivalent to an amount of twenty-four per centum of the salary which shall be increased at the rate of—

(*a*) twenty-seven per centum, when Dearness Allowance crosses twenty-five per centum; and

(*b*) thirty per centum, when Dearness Allowance crosses fifty per centum.

Amendment of section 22C.

4. In the High Court Judges Act, in section 22C, for the words "fifteen thousand" and "twelve thousand", the words "thirty-four thousand" and "twenty-seven thousand" shall respectively be substituted.

Amendment of First Schedule.

5. In the First Schedule to the High Court Judges Act,—

(*a*) in Part I, in paragraph 2,—

(*A*) in clause (*a*), for the letters and figures "Rs. 43,890", the letters and figures "Rs. 1,21,575" shall be substituted;

(*B*) in clause (*b*), for the letters and figures "Rs. 34,350", the letters and figures "Rs. 96,524" shall be substituted;

(*C*) in the proviso, for the letters and figures "Rs. 5,40,000" and "Rs. 4,80,000", the letters and figures "Rs. 15,00,000" and "Rs. 13,50,000" shall respectively be substituted;

(*b*) in Part III, in paragraph 2,—

(*A*) in clause (*b*), for the letters and figures "Rs. 16,020", the letters and figures "Rs. 45,016" shall be substituted;

(*B*) in the proviso, for the letters and figures "Rs. 5,40,000" and "Rs. 4,80,000", the letters and figures "Rs. 15,00,000" and "Rs. 13,50,000" shall respectively be substituted.

CHAPTER III

AMENDMENTS OF THE SUPREME COURT JUDGES (SALARIES AND CONDITIONS OF SERVICE) ACT, 1958

Amendment of section 12A.

6. In the Supreme Court Judges (Salaries and Conditions of Service) Act, 1958 (hereinafter referred to as the Supreme Court Judges Act), in section 12A,— 41 of 1958.

(*a*) in sub-section (*1*), for the words "one lakh rupees per mensem", the words "two lakh eighty thousand rupees per mensem" shall be substituted;

(*b*) in sub-section (*2*), for the words "ninety thousand rupees per mensem", the words "two lakh fifty thousand rupees per mensem" shall be substituted.

Amendment of section 23.

7. In section 23 of the Supreme Court Judges Act, for sub-section (*1A*), the following sub-section shall be substituted, namely:—

"(*1A*) Where a Judge does not avail himself of the use of an official residence, he may be paid every month an allowance equivalent to an amount of twenty-four per centum of the salary which shall be increased at the rate of—

(*a*) twenty-seven per centum, when Dearness Allowance crosses twenty-five per centum; and

(*b*) thirty per centum, when Dearness Allowance crosses fifty per centum.".

Amendment of section 23B.

8. In section 23B of the Supreme Court Judges Act, for the words "twenty thousand" and "fifteen thousand", the words "forty-five thousand" and "thirty-four thousand" shall respectively be substituted.

Amendment of the Schedule.

9. In the Schedule to the Supreme Court Judges Act,—

(*a*) in Part I,—

(*i*) in paragraph 2—

(*A*) in clause (*b*), for the letters and figures "Rs. 12,180", "Rs. 3,69,300", and "Rs. 31,030", the letters and figures "Rs. 34,104", "Rs. 10,34,040", and "Rs. 86,884" shall respectively be substituted;

(*B*) in the proviso, for the letters and figures "Rs. 6,00,000", the letters and figures "Rs. 16,80,000" shall be substituted;

(*ii*) in paragraph 3, in the proviso, for the letters and figures "Rs. 5,40,000", the letters and figures "Rs. 15,00,000" shall be substituted;

(*b*) in Part III, in paragraph 2,—

(*A*) in clause (*b*), for the letters and figures "Rs. 16,020", the letters and figures "Rs. 45,016" shall be substituted,

(*B*) in the proviso, for the letters and figures "Rs. 6,00,000" and "Rs. 5,40,000", the letters and figures "Rs. 16,80,000" and "Rs. 15,00,000" shall respectively be substituted.

DR. G. NARAYANA RAJU,
Secretary to the Govt. of India.

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