



GOVERNMENT OF KERALA

No.26790/ J2/07/Gen.Edn.

General Education (J) Department,
Thiruvananthapuram,
Dated: 23/06/2009.

CIRCULAR

Sub: General Education - Teaching Staff - Junior Senior Anomaly in Pay
Fixation - Modified instruction- Issued.

Ref: Circular No.59151/J2/00/G.Edn. dated 7/5/02

As per the reference cited Government have clarified that integrated/combined seniority list of teachers maintained for promotion to the post of Head Master/Head Mistress cannot be a parameter for the purpose of fixation of pay and pay of a senior belonging to any of the category cannot be stepped up to the level of pay of the junior in another category since Junior Language teacher, Primary Department teacher, High School Assistant (Language) and High School Assistant (core subjects) belong to four different categories.

Now it has come to the notice of Government that the Hon'ble High Court in many judgments (e.g. judgments in WP(c) Nos. 20914/03, 10482/04, 35325/05 & 21604/06) observed that the directions contained in the Circular read above is contrary to the Pay Revision Order 1998 and the Hon'ble High Court quashed Para 2 of the Circular. Also as per Rule 34 of Chapter XIV A KER, every management shall prepare and maintain a staff list otherwise called the seniority list of teachers specified thereunder for promotion to the post of Head Master/Head Mistress.

In the circumstances, it is clarified that the above seniority list will be the criteria for rectifying junior senior anomaly in pay fixation, with effect from the Pay Revision Order 1998.

The Circular read above stands modified to this extent.

ELSAMMA PHILIP

Additional Secretary to Govt

To

The Director of Public Instruction

All DDEs, DEOs, AEOs

The Principal Accountant General (Audit), Kerala, Thiruvananthapuram

The Principal Accountant General (A&E), Kerala, Thiruvananthapuram.

Law Department (Vide U.O(F)6695/F1/08/Law dated 20/5/08)

Personal & Administrative Reforms Dept.

(Vide U.O(F)No.8074/B3/08/P&ARD dated 17/8/08)

Finance Dept. (Vide U.O.(F) 72391/Edn B2/08/Fin dated 29/10/08)

All Sections of General Education, Department

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CA to Secretary, General Education

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Section Officer

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