



GOVERNMENT OF KERALAM
Abstract

Judgment of Hon'ble High Court of Kerala dated 27.11.2024 in WP(C)No.38696/2022 and WP(C)No.5173/2023 - Complied – Orders Issued.

FINANCE (PENSION-B) DEPARTMENT

G.O.(Rt)No.6775/2026/FIN Dated, Thiruvananthapuram, 31-08-2026

- Read:-
1. G.O(P)No.18/2019/HEDN dated 29.06.2019.
 2. G.O(P)No.151/2020/Fin dtd 05.11.2020.
 3. Judgment of Hon'ble High Court of Kerala dated 27.11.2024 in WP(C)No.38696/2022 and WP(C)No.5173/2023.
 4. Judgement of Hon'ble Supreme Court dated 28.05.2025 in SLP(C) Diary No.13105/2025.
 5. Judgement of Hon'ble High Court dated 30.07.2025 in RP No.838/2025.

ORDER

Dr. P.V. Sreenivasan & others filed WP(C)No.38696/2022 and Smt. Rose Philo K.J and others filed WP(C)5173/2023 challenging Clause 6.1 of G.O(P)No.38/2021/Fin dated 25.02.2021. Petitioners are retired teachers from various Aided Colleges under UGC Scheme in the State in between 01.01.2016 and 30.06.2019. Their grievance is that even though their pension was revised from 01.01.2016, but arrears of pension from 01.01.2016 to 30.06.2019 was made notional.

2) As per the judgment read 3rd above, the Hon'ble High Court set aside Ext. P4, namely G.O.(P)No.38/2021/Fin dated 25.02.2021, observing that the said order is illegal, contrary to statutory provisions, and against the principles laid down by the Hon'ble Supreme Court in *U.P.Raghavendra Acharya and Others v. State of Karnataka and Others*. Hence the Hon'ble High Court directed the respondents to disburse the pension of petitioners based on the revised pay and to pay the entire arrears to the petitioners within a period of two months from the date of judgement.

3) Government had filed SLP(C) (SLP(C) Diary No.13105/2025) against the judgement read 3rd above. But as per the judgment read 4th above, the Hon'ble Supreme Court dismissed the SLP(C). Subsequently, Government had filed RP 838/2025 in WP(C)No.38696/2022 and the same was also dismissed by the Hon'ble High Court, vide judgement read 5th above.

4) Government, having examined the matter in detail, are pleased to order the revision of pension in respect of the petitioners with reference to their revised pay. This sanction is subject to the condition that the maximum pension shall not exceed the rates stipulated in the G.O.s read 1st and 2nd above. Sanction is further accorded for the disbursement of the entire arrears of pension revision to the petitioners. The Accountant General (A&E), Kerala shall authorize the revised pension and arrears immediately.

5) The Judgment of Hon'ble High Court of Kerala read 3rd above thus stands complied with.

(By order of the Governor)
V. AJAYAKUMAR
ADDITIONAL SECRETARY

To

- (1) The Principal Accountant General (A&E), Keralam, Thiruvananthapuram.
- (2) The Accountant General (Audit-II), Keralam, Thiruvananthapuram.
- (3) The Advocate General, Keralam, Ernakulam.
- (4) The Petitioners concerned in the Writ Petitions.
- (5) The Director of Treasuries, Pattom, Thiruvananthapuram.
- (6) The Director of Collegiate Education, Thiruvananthapuram.
- (7) The Higher Education (C) Department.
- (8) The Finance (Education-C) Department.
- (9) The Nodal Officer, Finance Department for publishing on the website.
- (10) Stock File / Office Copy (E-2294804).

Forwarded/By Order



Section Officer