

**GOVERNMENT OF KERALA****Abstract**

Health & Family Welfare Department - Court Cases - Order dated 19.03.2026 of the Hon'ble Kerala Administrative Tribunal in O.A. 417/2026 filed by Smt. Renjini S.R. - Complied With - Orders issued.

HEALTH & FAMILY WELFARE (C) DEPARTMENT

G.O.(Rt)No.1834/2026/H&FWD Dated,Thiruvananthapuram, 30-05-2026

- Read
1. G.O.(P) No. 91/2017/Fin dated 17.07.2017
 2. G.O.(P) No. 61/2022/Fin dated 02.06.2022
 3. G.O.(P) No. 82/2022/Fin dated 04.07.2022,
 4. Annexure A5 representation dated 12.03.2026 submitted by Smt. Renjini S.R.
 5. Order dated 19.03.2026 of the Hon'ble Kerala Administrative Tribunal in O.A. 417/2026.

ORDER

Original Application No. 417/2026 was filed by Smt. Renjini S.R., wife of late Ranjith P., (Junior Health Inspector Grade-I who died while in service) aggrieved by the withholding of the Death-cum-Retirement Gratuity (DCRG) amount due to her. The Hon'ble Kerala Administrative Tribunal, in the Order read 5th paper above, directed Government to consider and pass appropriate orders on Annexure A5 representation (read 4th paper above) within a period of two months.

2) In Annexure A5 representation, the applicant submitted that her husband, while serving as Junior Health Inspector Grade I, died on 29.12.2024 and that, being the nominee of the deceased employee, she is entitled to receive the DCRG and other admissible retirement benefits due to him. As per her representation, the Office of the Accountant General had sanctioned the admissible DCRG amount of ₹8,15,808/-. Though applications were submitted for release of the amount, the same were withheld citing audit objections relating to the period from 01.05.2009 to 31.07.2014. The applicant further contended that during the entire service period of her husband, no liability had been fixed against him, no disciplinary proceedings had been initiated, and no notice regarding any

alleged financial loss had ever been served upon him. She also pointed out that, as per Rule 3, Part III of the Kerala Service Rules, gratuity can be withheld or recovered only if the Government servant is found responsible for a loss caused to Government and such liability is determined in properly instituted proceedings during service or within the period permitted under the Rules. According to the applicant, no such proceedings were initiated or finalized during the lifetime of the deceased employee and no liability was determined in accordance with law. She further contended that withholding gratuity without such proceedings is violation of the principles of natural justice, since the deceased employee was not afforded an opportunity to be heard or to defend himself before fixing the alleged liabilities.

3) The applicant therefore requested Government to release and disburse the DCRG amount of ₹8,15,808/- together with interest and other admissible service benefits due to late Sri. Ranjith P.

4) Government have examined the matter in detail in the light of Government Orders read above and are pleased to order as follows:

5) If the liability of an employee had been quantified and intimated to him before his death, the same can be recovered from his DCRG. In the instant case, except for the liability towards Festival Advance, the liabilities of late Ranjith P. had not been quantified and intimated to him prior to his death. Hence, such liabilities cannot be recovered from the DCRG as per the provisions contained in Part III Kerala Service Rules. Accordingly, the liabilities relating to non-submission of vouchers connected with NHM fund disbursement amounting to ₹1,33,500/- and NHM Ward Health Sanitation Fund amounting to ₹6,000/- shall not be recovered from the DCRG of late Ranjith P. Consequently, the withheld portion of DCRG relating to the above two liabilities shall be released to his legal heirs. The Director of Health Services shall take necessary action in this regard.

6) Further, as per the Government Order read 1st paper above there exists provision to write-off of liabilities due to the State Government up to a maximum limit of ₹5,00,000/- in respect of Government employees who die while in service. Therefore, the Director of Health Services shall take necessary steps to write off the Festival Allowance liability amounting to ₹12,000/- after verifying the following documents:

1. Application submitted by the dependents.
2. Copy of the Death Certificate.
3. Copy of the Legal Heirship Certificate.
4. Letter from the Accountant General regarding the remaining liabilities.
5. Recommendation letter from the Head of Office.

6. Certificate specifying all existing Government liabilities of the deceased employee.
7. Certificate to the effect that no other Government liabilities of the deceased employee have been written off or recommended for write-off after death. If any such recommendation has already been made, a certificate detailing which liabilities were recommended for write-off must be submitted. This certificate should be signed and submitted by the Head of the Department.

7) With the above directions, the Order dated 19.03.2026 of the Hon'ble Kerala Administrative Tribunal in O.A. No. 417/2026 filed by Smt. Renjini S.R. stands complied with.

(By order of the Governor)
CHITHRA K DIVAKARAN
JOINT SECRETARY

The Advocate General, Kerala, Thiruvananthapuram (With C/L)

The Director of Health Services, Thiruvananthapuram.

The District Medical Officer (Health), Palakkad (Through the Director of Health Services)

Smt. Renjini S.R., W/o Late Ranjith P., Chirathoppil Veedu, Meenamkulam, Kazhakuttom P.O., Thiruvananthapuram - 695582.

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

Information & Public Relations (Web & New Media) Department.

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Forwarded /By order,

Section Officer