



R.O.C.No.4827-1/2023/C2

Circular

Sub : Tamil Nadu Government Servants' Conduct Rules, 1973 – Submission of Return of Assets and Liabilities by staff members of District Judiciary – Disclosure of acquisition of movable/immovable properties by family members of Government Servants - Directions issued – Regarding.



It is noticed that the staff members of the District Judiciary throughout the State, are not submitting their Return of Assets and Liabilities on entering into service and in every block period of 5 years, as stipulated in Rule 7(3) of the Tamil Nadu Government Servants' Conduct Rules, 1973. The Unit Head of District Judiciary also failed in enforcing such important Conduct Rule.

Rule 7(3) of the Tamil Nadu Government Servants' Conduct Rules, 1973, mandates every Government Servant to submit a Return of his/her Assets and Liabilities in Forms I to V in Schedule I, appended to the said Rules, giving full particulars regarding :-

(a) the immovable property inherited by him, or owned or acquired by him or held by him on lease or mortgage either in his

own name or in the name of any member of his family or in the name of any other person;

(b) shares, debentures and cash including bank deposits inherited by him or similarly owned, acquired or held by him;

(c) other movable property inherited by him or similarly owned, acquired or held by him; and

(d) debts and other liabilities incurred by him directly or indirectly;

to the Prescribed Authority within three months from the date of their entry into service, and subsequently at an interval of five years block period [e.g., as on 31.12.2010, 31.12.2015, 31.12.2020, 31.12.2025 and so on] . The said Rule also provides that the Prescribed Authority shall, within two months from the date of receipt of such returns from the Government Servants, make a review of records of permission given after the date of submission of the previous return of his assets and liabilities and check whether they tally with the particulars furnished in the previous five year returns or annual return, as the case may be.

Since Rule 7(3) of TNGSC Rules does not mandate the Government Servants (while submitting their Returns) on the disclosure of movable/immovable properties acquired by their family

members using their own resources, many Government Servants misuse this lacuna widely, leading to acquisition of huge wealth in the names of family members showing false resources for them. In this regard, the Hon'ble High Court has issued a circular in Roc. No.2548/96/C2, dated 01.04.1997, to all the Judicial Officers.

With a view to set right the things , as Ordered, the Principal District Judges / Principal Judge / District Judges / District Judge-cum-Chief Judicial Magistrate / Head of the Units are hereby directed :-

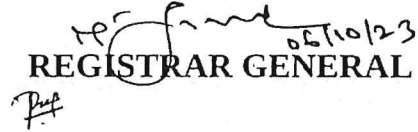
(i) to ensure strict compliance of Rule 7(3) of the Tamil Nadu Government Servants' Conduct Rules, 1973, by obtaining the Return of Assets and Liabilities from the staff members (working under their control) within three months from the date of their entry into service and once in every block period of 5 years { E.g as on 31.12.2010, 31.12.2015, 31.12.2020, 31.12.2025 etc.,} and review such returns periodically in consonance with Rule 7(3) of TNGSC Rules, 1973.

(ii) to instruct the staff members working under their control, to intimate about the acquisition / disposal of any movable and immovable properties by their family members to their respective Head of the Units, even if the properties are acquired from the own sources of the family members.

All the Principal District Judges / Principal Judge / District Judges / District Judge-cum-Chief Judicial Magistrate / Head of the Units are hereby instructed to ensure strict adherence of the above directions.

The receipt of this circular is required to be acknowledged at once.

HIGH COURT, MADRAS
DATED: 06.10.2023


REGISTRAR GENERAL

To

- 1) All the Principal District Judges/District Judges/District Judge cum Chief Judicial Magistrate.
- 2) The Principal Judge, City Civil Court, Chennai.
- 3) The Chief Judge, Court of Small Causes, Chennai.
- 4) The Presiding Officer, Industrial Tribunal, Chennai.
- 5) The Administrator General & Official Trustee, Chennai.
- 6) The Presiding Officer, Principal Labour Court, Chennai.
- 7) The Presiding Officer, Special Court for EC & NDPS Act Cases, Chennai.
- 8) The Chief Metropolitan Magistrate, Egmore, Chennai.
- 9) The City Government Pleader, City Civil Court Buildings, Chennai.
- 10) All the Chief Judicial Magistrates.

Copy to:

- 11) The Section Officer, "C" Section, Madurai Bench of Madras High Court, Madurai.
- 12) The Record Keeper, A.D. Records, High Court, Madras & Madurai Bench of Madras High Court, Madurai.
- 13) The Director, Tamil Nadu State Judicial Academy, Chennai/Madurai/Coimbatore.

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