

THE AZAD JAMMU AND KASHMIR GOVERNMENT
SERVANTS' BENEVOLENT FUND ACT, 1963
(Act I, 1963)

(Passed under Government Order No. 14/63, dated 23rd January 1963).

WHEREAS it is expedient to constitute a Benevolent Fund for relief of Government servants and their families in the manner hereinafter appearing ; it is hereby enacted as follows :-

1. (1) This Act may be called The Azad Jammu and Kashmir Government Servants' Benevolent Fund Act, 1963.

(2) It shall apply to all Government Servants, as hereinafter defined, provided that Government may, by notification, exempt any class of Government servants from the operation of this Act.

(3) It shall come into force on such a date as the Government may, by notification appoint.

2. In this Act, unless the context otherwise requires, the following expressions shall have the meaning hereby respectively assigned to them, that is to say:-

(a) 'Family' in relation to a Government servant means his or her:-

(i) wife or wives of husband, as the case may be;

(ii) legitimate children and step-children less than twelve years old;

(iii) legitimate children and step-children not less than twelve years old, if residing with and wholly dependent upon him or her ;

(iv) parents, sisters and minor brothers, if residing with and wholly dependent upon him or her;

(b) 'fund' means the fund constituted under this Act;

(c) 'gazetted Government servant" means a Government Servant

holding' a post declared to be a gazetted post by the Government;

(d) 'Government' means the Azad Government of the State of Jammu and Kashmir;

(e) 'Government Servant' means a persons who holds any civil post under the Azad Government of the State of Jammu and Kashmir;

(f) 'non-Gazetted Government servant' means a Government servant other than a Gazetted Government servant;

(g) 'prescribed' means prescribed by rules made under this Act.
(1) As soon as may be, the Government shall constitute a fund to be known as the Azad Jammu and Kashmir Government Servant's Benevolent Fund;

(2) The fund shall be divided into two Parts; Part I, for Gazetted Government servants and Part II, for non-Gazetted Government servants.

(3) Each part of the Fund shall consists of:

(a) contributions made by the Government servants, at such rates as Government may, from time to time prescribe ;

(b) such grants as may, from time to time be made by Government;

(c) other contributions and donations;

(d) income from investments made under this Act.

(4) The money credited to the Fund shall be held in custody as may be prescribed.

The fund shall be utilized for:-

(a) the relief of Government servants and their families by:-

(i) giving financial assistance to the families of the deceased Government servants;

(ii) giving financial assistance to Government servants invalided out of service ;

(iii) making special grants to Government servants in exceptional cases;

(b) Defraying expenditure incurred in respect of management of the Fund.

Explanation:- The benefits admissible under this section will be in addition to the pension, family pensions, or any other aid, gratuities awarded under the rules regulating the conditions of service of Government servants.

5. (1) All contributions made under clause (a) of sub-section (3) of section 3 shall be deducted at the source from the salaries of the Government servants concerned.

(2) The Accountant-General, of the Azad Government, of the State of Jammu and Kashmir shall be responsible for keeping the accounts of the Fund. Audit of the assets of and expenditure from the Fund will be conducted by such authority as may be prescribed.

6. (1) As soon as may be Government shall, in such manner as may be prescribed, constitute the following Boards of Management namely:-

- (a) the State Board of Management (Gazetted) ;
- (b) the State Board of Management (Non-Gazetted).

(2) Subject to such directions as may be issued by the Government and such rules as may be made in this behalf :-

(a) the State Board of Management (Gazetted) shall be responsible for management of Part I of the Fund and shall have the powers to invest moneys credited to that part of the Fund and to incur expenditure therefrom;

(b) the State Board of Management (Non-Gazetted) shall be responsible for management of Part II of the Fund and shall have the powers to invest moneys credited to that Part of the Fund and to make, allocations therefrom;

7. Government may make rules for bringing into effect the provisions of this Act.