

**AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR
LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT
MUZAFFARBAD**

Dated: 27 February, 1986.

No. 231-249/LD/Leg (A)/86. The following Act Approved by the Joint Sitting of the Azad Jammu and Kashmir Legislative Assembly and the Council at its meeting held on 18th February 1986 and Assented by the President on 25th February 1986, is hereby published for general information:-

(ACT I OF 1986)

AN

ACT

To amend the Azad Jammu and Kashmir Interim Constitution Act, 1974

WHEREAS it is expedient to amend the Azad Jammu and Kashmir Interim Constitution Act, 1974 (Act VIII of 1974, for the purposes hereinafter appearing;

It is hereby enacted as follows: -

1. **Short title and Commencement.**- (1) This Act may be called Azad Jammu and Kashmir Interim Constitution (Sixth Amendment) Act, 1986.
(2) It shall come into force at once.
2. **Substitution of Fourth and Fifth Schedules Act, VIII of 1974.**- In the Azad Jammu and Kashmir Interim Constitution 1974 (Act VIII of 1974), for Fourth and Fifth Schedules the following shall be substituted namely:

“FORTH SCHEDULE”

(See Section 42 (9))

1. There shall be paid to the Chief Justice and every other Judge of the Supreme Court of Azad Jammu and Kashmir a salary at the following rates:-
 - (i) Chief Justice: Rs. 6,500 per mensem w.e.f. 01.07.1981
Rs. 7,900 per mensem w.e.f. 01.07.1983
 - (ii) Judge: Rs. 6,000 per mensem w.e.f. 01.07.1981
Rs. 7,400 per mensem w.e.f. 01.07.1983
2. Every Judge of the Supreme Court shall be entitled to such privileges, allowances and to such rights in respect of leave absence as may be determined by the Council.
3. The pension payable to every Judge of the Supreme Court who retires, after having put in not less than five years service as such, shall be at the following rates, depending on the length of his service as Judge and total

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service, if any, in the service of Azad Jammu and Kashmir:-

- | | <u>Min:</u> | <u>Max:</u> |
|--------------------|---------------------------------------|---------------------------------------|
| Pension per mensem | Rs. 3,000/- 4,000/- w.e.f. 01.07.1981 | Rs. 3,600/- 4,600/- w.e.f. 01.07.1983 |
4. (i) The widow or widows of a Judge of the Supreme Court shall be entitled to a pension at the following rates, namely:-
- (a) If the Judge dies after retirement 50% of the net pension payable to him; or
- (b) if the Judge dies after having rendered not less than 3 years service as Judge and while still serving as such 50% of the pension that would have been admissible to him at the minimum rate.
- (ii) The pension shall be payable to the widow for life, or, if she remaining until remarriage.
- (iii) If the widow dies, the pension shall be payable-
- (a) to the sons of the Judge who are less than 21 years of age, until they attain that age; and
- (b) to the un-married daughters of the Judge who are less than 21 years of age, until they attain that age or are married whichever first occurs.

FIFTH SCHEDULE

(See Section 43 (9))

1. There shall be paid to the Chief Justice and every other Judge of the High Court a salary at the following rates:-
- (i) Chief Justice: Rs. 5,800/- per mensem w.e.f. 01.07.1981
Rs. 7,200/- per mensem w.e.f. 01.07.1983
- (ii) Judge: Rs. 5,000/- per mensem w.e.f. 01.07.1981
Rs. 6,500/- per mensem w.e.f. 01.07.1983
2. Every Judge of the High Court shall be entitled to such privileges, allowance and to such rights in respect of leave of absence as may be determined by the Council.
3. The pension payable to every Judge of the High Court, who retires, after having put in not less than five years service as such, shall be at the following rates depending on the length of his service as Judge and total service, if any in the service of Azad Jammu and Kashmir.-

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	<u>Min:</u>	<u>Max:</u>
Pension per mensem	Rs. 2,100/-	3,600/- w.e.f. 01.07.1981
	Rs. 2,400/-	4,200/- w.e.f. 01.07.1983

4. (i) The widow or widow of a Judge of the High Court shall be entitled to pension at the following rates namely:-
- (a) if the Judge dies after retirement – 50% of the net pension payable to him; or
 - (b) if the Judge dies after having rendered not less than 3 years service as judge and while still serving as such-50% of the pension that would have been admissible to him at the minimum rate.
- (ii) The pension shall be payable to the widow for life, or if she re-marries until her re-marriage.
- (iii) if the widow dies the pension shall be payable.-
- a) to the sons of the Judge who are less than 21 years of age, until they attain that age; and
 - b) to the un-married daughters of the Judge who are less than 21 years of age, until they attain that age or are married, whichever first occurs.

Sd/-
(Syed Atta Mohy-ud-Din Qadri)
Deputy Secretary Law.