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DEPARTMENT OF PERSONNEL
(A-GROUP -II)

NOTIFICATION

Jaipur,January 25,1973.

No.F.1(18)Apptts.(A-II)70- In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Rajasthan hereby makes the following rules regulating the recruitment to posts in, and the conditions of service of persons appointed to the Rajasthan Technical Education Subordinate Service,namely:-

THE RAJASTHAN TECHNICAL EDUCATION SUBORDINATE SERVICE RULES, 1973.

1. Short title and commencement:- (1) These rules may be called the Rajasthan Technical Education Subordinate Service Rules,1973.

(2) They shall come into force at once.

2. Definitions:- In these rules, unless the context otherwise requires:-

(a) " Appointing Authority " means the Director of Technical Education,Rajasthan, and includes in relation to any posts in the Service, such other Office or Authority who may, with the approval of the Government, be specially empowered by the Director to exercise the powers and functions of the Appointing Authority;

(b)"Commission" means the Rajasthan Public Service Commission;

(c) Direct Recruitment" means recruitment made accrding to the procudure prescribed in Part IV of these rules;

(d)"Director" means the Director of Technical Education,Rajasthan;

+ (e) "Government and State " mean respectively the Government of Rajasthan and the State of Rajasthan;

+ Substituted for sub rule (e) of rule 2 "Government and State" mean respectively, the Government of Rajasthan and State of Rajasthan" vide notification No.F.7(10)DOP/A.II/74 dated 10.2.75.

(f)" member ofthe service" means a person appointed in a substantive capacity to a post in the service under the provisions of these rules or under rules or orders repealed by rule 35 and includes a probationer;

(g)"Schedule" means a schedule appended to these rules;(* Deleted) & (h) deleted

(h)"Service means the Rajasthan TechnicalEducation Subordinate Service; @ (and)

(i)"Substantive appointment" means an appointment made under the provisions of these rules to a substantive vacancy after due selection by any of the methods of recruitment prescribed under these rules and included an appointment on probation or as a probationer followed by confirmation on the completion of the probationary period.

@@ Note:"Due selection by any methods of recruitment prescribed under these Rules will include recruitment either on initial Constitution of Service or in accordance with theprovisions of any rules promulgated under proviso to Article 309 of the Constitution of India, except urgent temporary appointment."

**(j) "Service' or 'Experience' wherever prescribed in these rules as a condition for promotion from one service to another or within the Service from one category to another or to Senior Posts in the case of persons holding such posts in substantive capacity shall include the period for which the person has continuously worked on such posts after regular recruitment in accordance with the Rules promulgated under proviso to Article 309 and shall also include the experience gained by officiating, temporary or ad-hoc appointment, if such appointment is in the rugular line of

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* Deleted the words"and" vide Corrigendum No.F.1(18)Apptts (A.II)70 dated 27.6.1973.

@ Added vide corrigendum of even Number dated 27.6.1973.

@@ Added vide Notification No.F.7(3)DOP/A.II/73 Dated 5.7.1974.

** Inserted vide Notification No.F.6(2)Apptts/A.II/71-I dated 9.10.75 (effective from 27.3.1973.)

promotion and was not of stop-gap or fortitious nature or invalid under any law and does not involve supersession of any senior official, except when such supersession was either due to want of prescribed academic and other qualifications unfitness or non-selection by merit or the default of the senior official concerned*or when such adhoc or urgent temporary appointment was in accordance with seniority-cum-merit."

Note: Absence during service e.g. training and deputation etc., which are treated as "duty" under the R.S.R., shall also be counted as service for computing minimum experience or service required for promotion."

3. Interpretation:- Unless the context otherwise requires, the Rajasthan General Clause Act,1955 (Rajasthan Act 8 of 1955) shall apply for the interpretation of theserules as it applied for the interpretation of a Rajasthan Act.

PART II-Cadre.

4. Composition and strength of the Service:-(1) The nature of posts in the Service shallbe as specified in Column 2 of the schedule

(2) The Strength of posts in the service shall be such as may be determined by the Government from time to time:

Provided that-

(i) the Government may create any post, permanent or temporary, from time to time, as may be found necessary and may abolish any such post in the like manner without thereby entitling any person to any compensation;

(ii)the Appointing Authrity may leave unfiled or hold in abeyance or allow to lapse any post, permanent or temporary from time to time, without thereby entitling any person to any compensation.

5. Constitution of the Service:- The Service shall consist of :-

(a) all persons holdingsubstantively at the commencement of these rules, the posts specified in the schedule and all persons recruited to the Service before such commencement in accordance with the procedure laid down in Government Order No.F.3(4) Edu/63/64 dated 17.12.64; and

(b) all persons appointed to the Service after-such

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* Inserted vide No.F.6(2)Apptts(A.II)71 dated 13.7.76 effective from 1st day of October,1975.

commencement in accordance with the provisions of these rules except those appointed under Rule 26 or 27.

PART III- Recruitment.

6. Methods of recruitment :- Subject to the provisions hereinafter contained in these rules, recruitment or appointment to posts in the Service shall be made by the method and in the proportion as indicated in column 3 of the Schedule :

Provided that-

(i) if the Appointing Authority is satisfied in consultation with the Commission, where necessary, that suitable persons are not available for appointment by the method of recruitment or in the proportion so indicated in a particular year, appointment by the other method in relaxation of such proportion may be made in the same manner as specified in these rules;

(ii) nothing in these rules shall preclude the Appointing Authority from appointing officers who were immediately before 1.11.1956 in the employment of pre-reorganisation States of Ajmer, Bombay and Madhya Bharat to suitable posts specified in the Schedule in accordance with the *directions governing the integration of their services.

% 7. Reservation of vacancies for the Scheduled Castes and the Scheduled Tribes :-

(1) Reservation of vacancies for the Scheduled Castes and the Scheduled Tribes shall be in accordance with the orders of the Government for such reservation in force at the time of recruitment i.e. by direct recruitment and by promotion.

(2) The vacancies so reserved for promotion shall be filled in by** merit alone.

(3) In filling the vacancies so reserved the eligible candidates who are members of the Scheduled Castes and Scheduled Tribes shall be considered for appointment in the order in which their names appear in the list prepared for Direct Recruitment by the Commission, for posts falling in its purview, and by the Appointing Authority in other cases, and the Departmental Promotion

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for rule 6(ii) for the word "rules"

* Substitited vide notification No.F.7(4)DOP/A-II/75 Dated 27.5.1975.

** Substituted for Rules 7(ii) for the word Merit cum seniority vide Notification No. F.7(6)DOP/A-II/75-III dated 31-10-1975.

Committee or the Appointing Authority, as the case may be in the case of promotee, irrespective of their relative rank as compared with other candidates.

% Substituted vide Notification No.F.7(4)DOP/A-II/73 dated 3.10.1973.

7.Reservation ofvacancies for the Scheduled Castes and the Scheduled Tribes:-(1) Reservation for members of the Scheduled Castesand the Scheduled Tribes in vacancies required to be filled by direct recruitment shall be made to the extent specified in the orders of the Government for such reservation in force at the time of recuitment.

Explanation:- In computing the extent of reservation for a particular year for the purpose of this sub-rule, the total vacancies of such year shall be taken into account and fraction of one-half or less shall be ignored while fraction exceeding one-half shall be rounded to one.

(2) In filling the vacancies reserved under sub-rule(1) the candidates who are members of the Scheduled Castes or the Scheduled Tribes shall beconsidered for appointment in order in which their names appeared in the list irrespective oftheir relative rank as compared with other candidates.

(3) If sufficient number of candidates belonging to the Scheduled Castes or the Scheduled Tribes are not available for filling all such reserved vacancies in a particular year, the remaining vacancies shall be filled by appointment of other candidates in the list and equivalent number of additional vacancies shall be reserved for candidates belonging to such caste or such tribe to be filled in the next recruitment year:

Provided that the number of vacancies reserved under sub-rule (1) and additional vacancies reserved under sub rule (3) in the next recruitment year shall in no case exceed 45% of the total number of vacancies determined to be filled by direct recruitment under rule 15 in that year:

Provided further that if sufficient number of suitable candidates belonging to the Scheduled Castes or the Scheduled Tribes are not available in the next recruitment year to fill all the vacancies reserved under sub-rule (1) and sub-rule(3) the reservation of additional vacancies or such of them as are not filled, shall lapse.

* (4) Appointments shall be made strictly in accordance with the rosters prescribed separately for direct recruitment and promotion. In the event of non-availability of the eligible and suitable candidates amongst Scheduled Castes and Scheduled Tribes, as the case may be, in a particular year, the vacaencies so reserved for them shall be filled in accordance with the normal procedure, andan equivalent number of additional vacancies shall be reserved in the subsquent year. Such of the vacancies which remain so unfilled shall be carried forward to the subsequent three recruitment years in total, and thereafter such reservation would lapse.

Provided that there shall be no carry forward of the vacancies in posts or class/category/group of posts in any cadre of Service to which promotions are made on the basis of @ merit alone, under thiese rules

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* " Substituted in clause 4 for " In the event of non-availability of a sufficient number of eligible and suitable candidates amongst the Scheduled Castes and Scheduled Tribes in a particular years, vacancies shall not be carried forward and shall be filled in accordance with the normal procedure.

Vide Notification No.F.7(10) DOP/A.II/74 Dt. 10.2.1975.

@ Deleted vide Notification No.F.7(6)DOP/A-II/75 dated 31.10.1975 effective from the date of publication in Gazette.

@ 8` Nationality:- A candidate for appointment to the Service must be:--

(a) a citizen of India, or

(b) a subject of Nepal, or

(c)a subject of Bhutan, or

(d) a Tibetan refugee who came overto India before the 1st January, 1962 with the intention of permanently settling in India, or

(e) a person of Indian origin who has migrated from Pakistan, Burma, Shri Lanka and East African Countries, of Kenya, Uganda and the United Republic of Tanzania (formerly Tanzanayaka and Zanzibar) £ Zambia, Malawi, Zaire and Ethiopia with the intention of permanently settling in India:

Provided that candidate belinging to categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Commission or otheer recruiting authority and he may also provisionally be appointed subject to the necessary certificate being given to him by the Government.

@Substituted vide Notification No.F.7(4)DOP/A-II/76 dt. 7-9-76.

Nationality:- A candidate for appointment to the service must be:-

(a) a citizen of India, or
(b) a subject of Sikkim , or
(c) a subject of Nepal, or
(d) a subject of Bhutan, or
(e) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or
(f) a person of Indian origin who has migrated from Pakistan, Burma , Ceylon and East African Countries of Kenya, Uganda and the United Republic of Tanzania (formerly Tanganyka and Zanzibar) with the intention of permanently settling in India;

Provided that a candidate belonging to categories (c), (d), (e) and (f) shall be a person in whose favour a certificate of eligibility hasbeen given by the Government of India and if he belongs to category (f) the certificate of eligibility will be issued for a period of one year, after which such a candidate will be retained in service subject to his having acquired Indian citizenship.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an Examination or interview conducted by the Commission or other recruiting authority as the case may be, and he may also provisionally be appointed subject to the necessary certificate being given to him by the Govt.

£ Inserted vide Notification No. F.7(4)DOP/A-II/76 dated 4-6-77.

%.8A Notwithstanding anything contained in these rules provisions regarding eligibility for recruitment to the Service with regard to Nationality, as limit and fee or other concessions to a person who may migrate from other countries to India with the intention of permanently settling in India ~~with the~~ shall be regulated by such orders of instructions as may be issued by the State Government from time to time and the same shall be regulated mutatis mutandis according to the instructions issued on the subject by the Government of India.

9. Age:- A candidate for direct recruitment to a post enumerated in the Schedule must have attained the age of 18 years and must not have attained the age of 30 years on the first day of January, next following the last date fixed for receipt of applications:

Provided --

(i) that the upper age limit mentioned above, shall be relaxed by five years in the case of Woman candidate s and candidates belonging to the Schedule Castes or the Scheduled Tribes;

(ii) that the upper age limit mentioned above, shall not apply in the case of an ex-prisonwho had served under the Government on a Suvstantive basis on any post before his conviction and was eligible for appointment under the rules;

(iii) that in the case of other ex-prisoner, the upper limit mentioned above shall be relaxed by a period equal to the term of imprisonment served by him provided he was not overage before his conviction and was eligible for appointment under these rules.

@(iii-a) that the upper age limit mentioned above shall be relaxed by a period equal to the service

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% Added vide Notification No.F.7(5)DOP/A-II/76 dated 20-6-1977.

@ Inserted vide Notification No. F.1(19)Apptts/A-II70 dated 8-8-1975.

rendered in the National Cadet Corps in the case of Cadet Instructors and if the resultant age does not exceed the prescribed maximum age limit by more than three years, they shall be deemed to be within the prescribed age- limit."

* (iv) that for recruitment to posts not within the purview of the Commission the upper age-limit for persons who were retrenched from the State Government Service for want of a vacancy or due to abolition of post shall be 40 years if they were within the maximum age-limit prescribed under these rules, when they were initially appointed to the post from which they were first retrenched provided that normal prescribed channels of recruitment are duly observed and all requirements relating to qualifications, character, medical fitness etc. are fulfilled and they were not retrenched on account of complaint or delinquency and they produce a certficate of having good services from the Appointing Authority."

@ (v) that the upper age-limit mentioned above shall be relaxed upto 45 years for the persons repatriated from Burma and Ceylon on or after 1.3.1963 and East African countries ofKenya, Tanganyika, Uganda and Zanzibar with a further relaxation upto 5 years in cas e of persons belonging to the Scheduled Caste or the Scheduled Tribes."

% (vi) that there shall be no age limit in the case of persons repatriated from East African Countries of Kenya, Tanganyka, Uganda and Zanzibar."

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* Inserted vide Notification No.F.5(2)-DOP/A.II/73 dated 21.12.73.

@ Inserted vide notification No.F.1(20)Apptt/A/67 dated 13.12.74 effective up to 28.2.75.

% Substituted for rule 9(v)- " that the upper age limit mentioned abov e shall be relaxed upto 45 years for the persons repatriated from Burma, Ceylon on or after 1.3.1963 and 1.11.1964 and East African Countries of Kenya, Tanganyika, Uganda and Zanzibar with a further relaxation upto 5 years in the case of persons belonging to the Scheduled Castes and the Scheduled Tribes."

vide Notification No.F.1(20)Apptts/A.II/67 dated 20.9.75 (effective up to 29.2.77)

@ (vii) "notwithstanding anything contained contrary in these rules in the case of persons serving in connection withthe affiars of the State in substantive capacity, the upper age-limit shall be 40 years for direct recruitment to posts filled in by competitive examinations or in case of posts filled in through the Commission by interview. This relaxation shall not apply to urgent temporary appointments.

* (viii) that the Released Emergency Commissioned Officers and Short Service Commissioned Officers after release from the Army shall be deemed to be within thea age-limit even though they have crossed the age-limit when they appear before the Commission had they been eligible as such at the time of their joining the Commission in the Army.

10. Academic and technical qualifications and experience:- A candidate for direct recruitment to the posts enumerated in the Schedule shall in addition to such experience as is required, possess-

(i) the qualifications given in Column 4 of the Schedule, and

(ii) working knowledge of Hindi written in Devnagri Script.and one of the Rajasthani dialects.

11. Character:- The character of a candidate for direct recruitment to the Service, must be such as will qualify him for employment in the Service. He must produce a certificate of good character from the Principal Academic Officer of the University or College or School in which he was last educated and two such certificates written not more than six months prior to the date of application, from two responsible persons not connected with his College or University or School andnot related to him.

Explanation:- (1) In the case of conviction of a candidate for an offence by a court of law, the circumstances of the conviction shall be taken into account, and -

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@ Inserted vide Notification No.F.7(8)DOP/A.II/74 dated 31.12.74 (effective from 28.10.74).

* Inserted vide Notification No.F.7(2)DOP/A.II/75 dated 20.9.1975.

(a) if they involve no moral turpitude and the candidate produces a report from the Superintendent, 'After Care Home' or if there is no such Home in a particular district, ffom the Superintendent of Police of that district to the effect that while in prison and by his subsequent conduct, he has proved to be completely reformed; and

(b) if they involve moral turpitude, he produces a certificate from the Superintendent, Aftrer Care Home endorsed by the Inspector General of Prisons to the effect that he has proved to be completed reformed by disciplined life while in prison and by his subsequent good conduct in an 'After Care Home' and is suitable for employment, the mere conviction shall not be regarded as disqualification.

(II) If a condidate was conviced for a criminal offence by a Court of law and if the circumstances of the conviction reveal association of such candidate with crimes of voilence or with a movement which had as its object to over throw by violent means of the Government as by law established, the conviction shall operate as disqualification for recruitment.

* 12 "Physical Fitness :- A candidate for direct recruitment to the Service, must be in good mental or bodily health and free from any mental or physical defect likely to interfere withthe efficient performance of his duties as a member of Service and ifselected must produce a certificate to that effect from a Medical Authority notified by the Government for the purpose. The Appointing Authority may dispense with production of such of certificate in the case of candidate. promoted in the regular line of promotion, or who is already serving in connection with the affairs of the State if he has already been medically examined for the previous appointment and the essential standards of medical

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* 12. Physical Fitness :-A candidate for direct recruitment of the Service, must be in good mental and bodily health and free from any mental or Physical defect likely to interfere with the efficient performance of his duties as a member of Service and if selected, must produce a certificate to that effect from a Medical Authority notified by the Government for the purpose.

Substituted vide Notification No.F.7('2)DOP/A.II/74 dated 5-7-1974.

13. Employment of irregular or improper means:- A candidate who is or has been declared by the Commission/ Appointing Authority, asthe case may be, guilty of impersonation or of submitting fabricated document or documents which have been tempared with or of making statements which are incorrect or false or of supressing material information or of using or attempting to use unfair means in the interview or otherwise resorting to any other irregular or improper means for obtaining admission to the interview, may, in addition to rendering himself liable to criminal prosecution, be debarred either permanently or for a specified period:-

(a) by the Commission or the Appointing Authority, as the case may be, from admission to any examination or appearance at any interview held by the Commission or the Appointing Authority for selection of candidates, and

(b) by the Government for employment under the Government.

14. Convassing:- No recommendation for recruitment either written or oral other than that required under the rules, shall be taken into consideration. Any attempt on the part of a candidate to enlist support directly or indirectly for his candidature by any means may disqualify him for recruitment.

% 15. Determination of Vacancies:- (1) Subject to the provisions of these rules, the Appointing Authority shall determine each year the number of vacancies anticipated during the following twelve months and the number of persons likely to be recruited by each method. Such vacancies shall be determined again before the expiry of 12 months ofthe last termination of such vacancies.

(2) In calculating theactual number to be filled by each method on the basis of the percentage prescribed in column 3 of the Schedule, appended with relevant Service Rules, each Appointing Authority shall adopt an appropriate cyclic order to correspond with the proportion laid down in each of

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% Substituted for Rule 15-Determination of Vacancies:-

(1) Subject to the provision of these rules, the appointing Authority shall determine separately before the commencement of each calendar year number of substantive vacancies and also the number of temporary vacancies in respect of posts which are to continue for a period of more than one year anticipated during such calendar year to be filled in,

(a) wholly by direct recruitment; or

(b) jointly by direct recruit-ment and promotion in the proportion indicated in column 3 of the

the Service Rules by giving precedence to promotion quota over direct recruitment quota, e.g. where the appointment by direct recruitment and promotion is in the percentage of 75 and 25, recpectively, the cycle shall run as follows:-

1, By Promotion, 2. By direct recruitment,
3. By direct recruitment, 4. By direct redruitment,
5. By Promotion, 6. By direct recruitment,
7. By direct recruitment, 8. By direct recruitment,
9. By Promotion, and so on.

PART IV - PROCEDURE FOR DIRECT RECRUITMENT

16. Inviting of applications:- Application @ for direct recruitment to posts in the Service shall be invited by the Commission or the Appointing Authority within whose purview the post lies by advertising the vacancies to be filled in the official gazette @ or in such other manner, as may be deemed fit.

17. Form of application:- The application shall be made in the form approved by the Commission or the Appointing Authority as the case may be, and obtainable from the Secretary to the Commission or from the office of the Appointing Authority, as the case may be, on payment of such fee as the Commission or the Appointing Authority, from time to time, fix.

* Provided that the persons repatriated from Burma and Ceylon on or after 1.3.1963 and from East African Counties of Kenya, Tangany ika, Uganda, and Zanzibar shall be exempted from payment of cost of application form prescribed by the Commission or the Appointing Authority, as the case may be, subject to the condition that the Commission or the Appointing Authority, as the case may be, is satisfied that such persons are not in a position to pay such fee.

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(2) The vacancies required to be filled by promotion shall further be divided for the purpose of filling them on the basis of merit and on the basis of seniority-cum-merit in proportion of 1:2 repectively.

@ , vide notification No.F.7(1)DOP/A.II/ Dt.16.10.73 Substituted for the words 'of' and 'and' respectively vide corrigendum of No.F.1(18)Apptts/A.II/70 Dt.15.3.73.

* " Substituted vide Notification No.F.1(20)Apptts/A.II/67 dated 20.9.1975. effective upto 29.2.1977.

" Provided that the persons repatriated from Burma, Ceylon on or after 1.3.1963 and 1.11.1964 and East African Countires of Kenya, Tanganyika, Uganda and Zanzibar shall be exempted from payment of the application fee prescribed by the Commission or the Appointing Authority, asthe case may be, subject to the condition that the Commission or the Appointing Authority, as

18. Application fee:- A candidate for direct recruitment to a post in the Service must pay the fee fixed by the Commission or the Appointing Authority, as the case may be, in such manner as may be indicated by @ them it.

* Privided that the persons repatriated from Burma and Ceylon on or after 1.3.1963 and from East African countries of Kenya, Tanganyika, Uganda and Zanzibar shall be exempted from payment of Application fee or "Examination fee" as the case may be, as prescribed by the Commission or the Appointing Authority, as the case may be, subject to the condition that the Commission or the Appointing Authority, as the case may be, is satisfied that such persons are not in a position to pay such fee.

19. Scrutiny of applications:-The Commission or the Appointing Authority, as the case may be, shall scrutinise the applications received by it and require as many condidates qualified for appointment under these rules as seem to it desirable to appear before it for interview:

Provided that the decision of the Commission or the Appointing Authrority, as the case may be, regarding the eligibility or otherwise of a candidate, shall be final.

20. Recommedation of the Commission or the Appointing Authority:- The Commission or the Appointing Authority, as the case may be, shall prepare a list of the candidates whom it considers suitable for appointment to the posts concerned, arranged in the order of merit, The Commission shall forward the list to the Appointing Authority:

Provided that the Commission or the Appointing Authority, as the case may be, may to the extent of 50% of the advertised vacancies, keep names of suitable candidates on the reserve list. The Commission may, on requisition recommend the names of such candidates in the order of merit to the Appointing Authority within six months from the date on which the original list is forwarded by the Commission to the Appointing Authority.

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the case may be, is satisfied that such persons are not in a position to pay such fee"

@ Inserted vide Notification No.F.1(18)Apptts/A.II/70 dated 8.8.1975.

* Substituted for 18 proviso:
" Privided that the persons repatriated from Burma, Ceylon on or after 1.3.1963 and 1.11.1964 and East African Countires of Kenya, Tanganyika, Uganda and Zanzibar shall be exempted from payment of examination fee as prescribed by the Commission or the Appointing Authority , as the case may be, subject to the

21. Disqualification for appointment :- (1) No male candidate who has more than one wife living shall be eligible for appointment to the service unless Government after being satisfied that there are special grounds for doing so, exempt any candidate from the operation of this rule.

(2) No female candidate who is married to a person having already a wife living shall be eligible for appointment to the service unless Government after being satisfied that there are special grounds for doingso, exempt any candidate from the operation of this rule.

* *(3) (Deleted)

@ (4) No married candidate shall be eligible for appointment to the se rvice if he/she had at the time of his/her marriage accepted any dowry;

Explanation:-

For the purpose of this rule, 'dowry' has the same meaning as in the Dowry Prohibition Act,1961 (Central Act 28 of 1961)

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condition that the Commission or the Appointing Authority, asthe case may be, is satisfied that such persons are not in a position to pay such fee."

vide Notification No.F.1(20)Apptts/A.II/67 dated 20.9.75 effective upto 29.2.77.

** No candidate male or female who has more than three children shall be eligible for appointment to the service unless one of the spouses has undergone sterl' ation or in the case of a female candidates, she is above 45 years of age:

PROVIDED that any married candidate, make or female, who had no child for thelast 10 years shall be exempted from the operation of this sub-rule.

Explanation:-(i) For purpose of this sub-rule, a child shall include an adopted child or a step-child; and

(ii) for claiming exemption under the proviso to this sub-rule, the candidate shall have to produ ce a certificate either from a Registered Medical Practitioner or swear an affidavit to the effect that the age of his or her youngest child is not less than 10 years

Deleted vide Notification No.F.7(3)DOP/A.II/76 dated 15.2.1977.

@ Inserted vide Notification No.F.15(9)DOP/A.II/74 Dated 5.1.1977.

22. Selection by the Appointing Authority:- Subject to the provisions of rule 7 the Appointing Authority shall select candidates who stand higest in the order of merit in the list prepared under rule 20.

Provided that the inclusion of a candidat's name in the list confers no right to appointment unless the Appointing Authority is satisfied after such enquiry as may be considered necessary that such candidate is suitable in all other respects for appointment to the post concerned.

PART V- Procedure for Recruitment by Promotion.

23. Criteria for appointment by promotion:-(1) *Selection for higher posts other than the post of Technician Machine shop Fitting shall be made*(deleted) strictly on the basis of merit and on the basis of seniority-cum-merit in proportion of 1:2. Appointment to the post of Technician Machineshop/Fitting by promotion shall be made solely on the bais of seniority-cum-merit.

(2) The persons enumerated in Column 5 of the Schedule shall be eligbile for promotion to posts specified against them in Column 2 thereof to the extent indicated in Column 3 subject to their possessing minimum qualifications and experience @ on the first day of month of April of the year of selection as specified in Column 6.

@@ Explanation: In case direct recruitment to a post has been made earlier than regular selection for promotion in a particular year, such of the persons, who are or were eligible for appointment to that post by both the methods of recruitment and have been appointed by direct recruitment first, shall also be considered for promotion."

£ 23-A: No officer shall be considered for promotion unless he is substantively appointed and confirmed on the next lower post. If no officer substantive in next lower post is eligible for promotion, officers who have been appointed on such post on officiating basis after selection in accordance with one of the methods of recruitment or under any Service Rules promulgated under proviso to Article 309 of the Constitution of India may be considered for promotion on officiating basis only in the order of seniority in which

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* Substituted for the words "Appointment to" and deleted the words 'by selection' vide notification No.F.7(6) dated 15.10.1974 effective from 15.1.1973.

@ Inserted vide Notification No.F.1(4)DOP/A.II/73 dated 13.6.1974.

@@ Substituted vide No.F.1(4)DOP/A.II/73 Dt.13.6.74.

they would have been had they been substantive on the said lower post.

24. Procedure for*Selection by Promotion:-(1) As soon as the Appointing Authority determines the number of vacancies under rule 15 and decides that a certain number of posts are required to be filled by promotion, it shall prepare a correct and complete list containing names * not exceeding five times the number of vacancies out of the senior most persons who are qualified under these rules for promotion *(deleted) to the class of posts concerned.

%(2) For the first promotion within the Service against the merit quota only such of the persons shall, unless a longer period is prescribed elsewhere in these rules, be eligible who have put in not less than six years' service on the first day of the month of April of the year of selection on the post from which promotion is to be made.

@ Provided that the persons, who were promoted after regular selection by the Departmental Promotion Committee on a categoryof post on the basis of merit, shall be eligible for subsequent promotions to the next higher category of post on the basis of merit only when they have put in at least six years' service on the post to which they were last so promoted on the basis of merit; and

The existing rule, mentioned in Column No.3 against each of the Service Rules, specified in Column No.2 of Third Schedule appended hereto, shall be amended to the extent and in the manner indicated in Column No.4 thereof.

£ Inserted vide Notification No.F.7(1)DOP/A.II/74 dated 5.7.1974.

* Substituted for the words "upto " and deleted the words ' on the basis of seniority cum merit or on the basis of merit' vide notification No.F.1(18)Amptts/ A.II/70 dated 8.8.1975.

% (2) For the purpose of first promotion within the service against the merit quota, only such of the persons shall be eligible for promotion who have put in atleast six years service on the post from which promotion is to be made.

Substituted vide notification No.F.1(4)DOP/A.II/73 dated 13.6.1974.

@ Inserted vide notification No.F.7(3)Karmik/Ka-II/75 dated 5.4.1975.

(3) For the posts falling within the purview of the Commission, a Committee consisting of the Chairman of the Commission or a member thereof nomited by him as Chairman, the Director, the Deputy Secretary to the Government in the Department of Personnel and the Deputy Secretary to the Government incharge Technical Education in the Education Department who shall also be Member Secretary and for the posts falling outside the purview of the Commission, a Committee consisting of the Director as Chairman,*the Deputy Secretary to the Government in the Department of Personnel, the Deputy Secretary to the Government incharge Technical Education in the Education Department and the Deputy Director, Technical Education, Rajasthan who shall also be Member-Secretary, shall consider the case of all persons included in the list referred to in sub-rule (1) interviewing such of them as it may deem necessary and shall prepare separate lists containing names of suitable candidates to be promoted on the basis of seniority cum-merit and merit and respectively upto one and a@half times the number of posts to be filled in on the respective basis.

The Committee may co-opt suitable experts to assist it in selecting the candidates.

(4) The names of the candidates seledted on the basis of seniority-cum-merit and merit shall be arranged in their respective lists in order of Seniority.

(5) The list prepared by each of the Committee shall be sent by them to the Appointing Authority.

(6) Where consultation with the Commission is necessary, the lists prepared in accordance with sub-rule (3) shall be forwarded to the Commission by the Appointing Authority along with the Confidential Rolls and Personal Files of all Officials whose names are indicated in the lists along with Confidential Rolls and Personal Files of all officers who are proposed to be superseded by the concerned Committee.

(7) If the£Appointing Authority is satisfied, in consultation with the Commission where nedessary, that suitable persons are not available for appointment by promotion strictly on the basis of seniority-cum-merit in the particular year, appointment by promotion on the basis of merit may be made in the same manner as specified in this rule.

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* Inserted vide Notification No.F.1(18)Apptts/A.II/70 dated 8.8.1975.

@ Inserted vide corrigendum .No.F.1(18)Apptts/A.II/70 dated 15.9.73.

£ Substituted by word 'Appointing Authority' vide motification No.F.1(18)Apptts/A.II/70 dated 8.8.1975.

(8) The Commission shall consider the lists prepared by Committee alongwith other documents received from the Appointing Authority and unless it considers it necessary to make any change in the lists received from the Appointing Authority..... shall send the lists and duly approved to the Appointing Authrority alongwith the changes, if any, proposed and the Appointing Authority, after taking into account the comment of the Commission if any, may approve the lists finally with such modification as may in his opinion be just and proper and when the Appointing Authority is some authority below the Government, the list approved by the Commission should be distrubed only with the approval of the Government.

@(8-A) The names of the persons included in the two lists finally approved by the Appointing Authority shall be rearranged in in order of Seniority.

%(9) Appointment shall be made by the Appointing Authority taking persons out of the list finally approved under the preceding sub-rule in order in which they have been placed in the list, till such list is exhausted.

(10) In making the appointments, the following cyclic order shall be followed:-

The first one by merit;
The next two by seniority-cum-merit;
The next one by merit;
The next two by seniority-cum-merit;
The cycle to be repeated.

*24-A. Revised Criteria, eligibility and Procedure for promotion to Junior, Senior and other posts encadred in the Service:-

(1) As soon as the Appointing Authority determines number of vacancies under rules regarding determination of vacancies of these rules and decides that a certain number of posts are required to be filled in/by promotion, it shall, subject to provisions of sub-rule(9), prepare a correct and complete list

@ Inserted vide Notification No.F.7(6)DOP/A.II/74 dated 15.10.1974 effective from 15.1.1974.

% Substituted for rule 24(9)"Appointment shall be made by the the Appointing Authority taking persons out of the lists finally approved under the preceding sub-rule(8) in the order in which they have been placed in the lists vide Notification No.F.7(6)DOP/A.II/74 dated 15.10.1974 effective from 15.1.1973.

* Substituted for rule24-A- Revised Criteria, Eligibility and procedure for promotion to Junior, Senior and other posts encadred in the Service:-

(1) Selection for promotion in the regular line of promotion from the post not included in the Service to the lowest post or category of post in the Service shall be made strictly on the basis of merit.

of the seniormost persons who are eligible and qualified under these rules for promotion on the basis of seniority-cum-merit or the basis of merit to the class of posts concerned.

(2) The persons enumerated in Column 5 or the relevant Column regarding "post from which promotion is to be made", as the case may be, ofthe relevant Schedule shall be eligible for promotion to posts specified against them in Column 2 thereof to the extent indicated in Column 3 subject to their possessing minimum qualifications and experience on the first day of the month of April of the year of seledtion as specified in Column 6 or in the relevant column regarding "minimum qualification and experience for promotion," as the case may be.

(3) No person shall be considered for promotion unless he is substantively appointed and confirmed. If no person substantive in the next lower post is eligble for promotion, persons who have been appointed on such posts on officiating basis after selection in accordance with one of the methods of recruitment or under any Service Rules promulgated under proviso to Article 309 of the Constitution of India, may be considered for promotion on officiating basis only in the order of seniority in which they would have, had they been substantive on the said lower post.

Explanation:- In case direct recruitment to a post has been made earlier than regular selection by promotion in a particular year, such of the persons who are or were eligible for appointment to that post by both the methods of recruitment and have been appointed by direct recruitment first, shall also be considered for promotion.

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(2) Subject to the provisions of sub-rule (4), selection for promotion from the lowest post or category of post in the Service to the next higher post or category of post in the Service and for all posts up to scale No.11, sanctioned under the Rajasthan Civil Services(New Pay Scales)Rules,1959 or equivalent scales as may be declared by the Government from time to time, shall be made solely on the basis of seniority cum-merit from amongst the persons who have passed the qualifying examination, if any, prescribed under these rules, and have put in at least five years' service, unless a different period is prescribed elsewhere in these rules, on the first day of the month of April of the year of selection on the post or category of post from which selection is to be made:

(4) Selection for promotion in the regular line of promotion from the post/posts not included in Service to the lowest post or category of post in the Service shall be made strictly on the basis of merit and on the basis of seniority cum-merit in the propotion of 50:50.

Provided that if the Committee is satisfied that suitable persons are not available for selection by promotion in a particular year, selection by promotion on the basis of strictly on the basis of merit in a seniority-cum-merit may be made in the same manner as specified in these rules.

(5) Subject to the provisions of sub-rule (7), selection for promotion from the lowest post or category of post in the State Service to the next higher post or category of post in the State Service and for all posts in the Subordinate Services and in the Ministerial Services shall be made stridtly on the basis of seniority-cum-merit from amongst the persons who have passed the qualifying a examination, if any, prescribed under these rules, and have put in at least five years' service unless a different period is prescribed elsewhere in these rules, on the first day of the month of April of the year of selection on the post or category of post from which selection is to be made:

Provided that in the event of non-availability of the persons with the requisite period of service of five years, the Committee may consider the persons having less than the prescribed period of service, if they fulfil the qualifications and other conditions for promotion prescribed elsewhere in these rules, and are found otherwise suitable for promotion on the basis of seniority-cum-merit.

(6) Selection for promotion to all other higher posts or higher categories of posts in the State Service shall be made on the basis of merit and on the basis of seniority-cum-merit in the proportion of 50:50:

Provided that in the event of non-availability of the persons with the requisite period of service of five years, the Committee may consider the persons having less than the prescribed period of service, if they fulfill the qualifications experience and other conditions for promotion prescribed elsewhere in these rules, and are found otherwise suitable for promotion on the basis of seniority-cum-merit:

Provided further that in respect of posts included in the State Services in which the method of recruitment to the lowest post provides for appointment by promotion, and where such posts are required to be filled on the basis of seniority-cum-merit under this sub-rule, the Committee may select for promotion such persons of outstanding merit available within the zone of consideration, who may not be selected on the basis of seniority-cum-merit, to the extent of one fourth of the number of vacancies to be filled in by promotion and if the number of vacancies exceeds one but is

Provided that if the Committee is satisfied that suitable persons are not available for selection by promotion strictly on the basis of merit in a particular year, selection by promotion on the basis of seniority-cum-merit may be made in the same manner as specified in these rules.

(7) Selection for promotion to the highest post or highest categories of posts in the State Service shall always be made on the basis of merit alone.

(8) The persons having been selected and appointed by promotion to a post or category of post on the basis of merit, shall be eligible for promotion to the next higher post or category of post, which is to be filled in by merit, only when they have put in after regular selection, at least five years' service, unless a higher period of service is prescribed elsewhere in these rules, on the first day of the month of April of the year of selection on the post or category of post from which selection is to be made:

Provided that the condition of five years' service shall not be applicable to a person if any person junior to him is eligible for consideration for promotion on the basis of merit:

Provided further that in the event of non-availability of persons, equal to the number of vacancies to be filled in, eligible for promotion in the category of posts next lower from which promotion is made, the Committee may consider the persons having less than five years service if they are found otherwise suitable for promotion on the basis of merit alone.

Explanation:- If any doubt arises about the categorisation of the post as the lowest, next higher or highest post in the Service, the matter shall be referred to the

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less than four, the Committee may select one person on the basis of merit alone and if the vacancies are more than four and the calculation of the number of vacancies to be filled by merit alone according to the aforesaid basis results in a fraction, the Committee may select one more person against a fraction of half or more. On being so selected, for the purpose of determination of seniority, such persons shall be deemed to have been selected on the basis of seniority-cum-merit.

(3) Selection for promotion to all other higher posts or higher category of post in the Service shall be made on the basis of merit alone.

(4) Selection for promotion to the highest post or highest category of post in the Service shall always be made on the basis of merit alone.

(5) The persons having been selected and appointed by promotion to a post or category of post on the basis of merit, shall be eligible for promotion to the next higher post or category of post, which is to be filled in by merit, only when they have put in after regular selection at least five years'

Government in the Department of Personnel and Administrative Reforms whose decision thereon shall be final.

(9) The zone of consideration of persons eligible for promotion shall be as under:-

i) Number of vacancies.	Number of eligible persons to be considered.
(a) 1 to 5 vacancies.	4 times of the number of vacancies.
(b) 6 to 10 vacancies.	3 times, but atleast 20 eligible persons to be considered.
(c) Above 10 vacacies.	2 times, but atleast 30 eligible persons to be considered.

ii) For the highest post in a Service:

(a) if promotion is from one category of post eligible persons up to five in number shall be considered for promotion;

(b) if promotion is from different categories of posts in the same pay scale, eligible persons upto two in number from each category of posts in the same pay scale shall be considered for promotion;

(c) if promotion is from different categories of posts carrying different pay scales, eligible persons in the higher pay scale shall be considered for promotion first and if no suitable person is available for promotion on the basis of merit in the higher pay scale then only the eligible persons of other categories of posts in lowe r pay scales shall be considered for promotion and so on so forth. The zone of consideration for eligiblity in this case shall

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service, unless a higher period of service is prescribed elsewhere in these rules, on the first day of the month of April of the year of selection on the post or category of post from which selection is to be made:

Provided that the condition of five years service shall not be applicable to a person if any person junior to him is eligible for consideration for promotion on the basis of merit:

Provided further that in the event of non-availability of persons, equal to the number of vacancies to be filled in, eligible for promotion in the category of posts next lower from which promotion is made, the Committee may consider the persons having less than five years' service if they are found otherwise eligible and suitable for promotion on the basis of merit alone.

be limited to five senior most eligible persons in all.

(10) Except as otherwise expressly provided in this rule, the conditions of eligiblity for promotion, constitution of the Committee and procedure for selection shall ha the same as prescribed elsewhere in these rules.

(11) The committee shall consider the cases of all the senior most perrsons who are eligible and qualified for promotion to the class of posts concerned under these rules, and shall prepare a list containing names of the suitable persons equal to the number of existing vacancies and the vacancies anticipated to occur during the nest twelve months after the determination of vacancies. The Committee shall also prepare a separate list containing the names of persons equal to 50% of the persons selected in the aforesaid list or select one more persons if the number of vacancies is one only, who may be considered suitable to fill temporary or permanent vacancies, which may occur till the next meeting of the Committee, on a temporary or officiating basis and the list so prepared shall be reviewed and revised every year and shall remain in force until it is so reviewed and revised. The lists so prepared on the basis of merit and on the basis of seniority cum-merit shall be arranged in the order of seniority on the category of post from which selection is to be made. Such lists shall be sent to the concerned Appointing Authority together with the Annual Confidential Rolls and Personal Files of all the candidates included in them as also those not selected , if any.

Explanation: - For purpose of selection on the basis of merit the list of officer graded as 'Outstanding' and 'Very Good' shall be classified in the First category in the order of seniority, the officers graded as

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Explanation:-If any doubt arises about the categorisation of the post as the lowest, next higher or higest post in the Service, the matter shall be referred to the Government in Department of Personnel, whose decision thereon shall be final.

(6) The one of eligiblity for promotion shall be five times the number of vacancies to be filled in on the basis of seniority-cum-merit or merit, as the case may be:

Provided that in case of non-availability of sufficient number of suitable persons for selection on the basis of merit the Committee may at its discretion consider persons of outstanding merit outside the one of eligibility but falling within six times the number of vacancies to be filled in on the basis of merit.

(7) Except as otherwise expressly provided in this rule, the conditions of eligiblity for promotion, consitution of Committee and procedure for selection shall be the same as prescribed elsewhere in these Rules.

'Good' shall be classified in the Second Category in the order of seniority and the officers graded as 'Average' and 'Not-selected' shall be classified in the Third Category. The officers graded and classified in the Second category list shall be placed below the officers graded ams classified in the first category list and such officers shall be appointed from this category only if the officers graded and classified in the first category list is exhausted otherwise they shall not be appointed to the Service by promotion. The officers graded and classified in the third category list shall not be considered for appointment by promotion.

12- Where consultation with the Commission is necessary the lists prepared by the Committee shall be forwarded to the Commission by the Appointing Authority alongwith the Perso al files and Annual Confidential Rolls of all the persons whose names have been considered by the Committee.

13- The Commission shall consider the lists prepared by the Committee alongwith other relevant documents received from the Appointing Authority, and, unless any change is considered necessary, shall approve the lists. In case the Commission consider it necessary to make any change in the lists received from the Appointing Authority, it shall inform the Appointing Authority of the changes proposed by it, After taking into account the comments of the Commission, if any, the Appointing Authority may approve the lists finally with such modifications, as may, in its' opinion, be just and proper and when the Appointing Authority is an authority subordinate to the Government, the lists approved by the Commission shall be disturbed only with the approval of the Government.

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(8) The Committee shall considered the cases of all the senior most persons who are eligible and qualified for promotion to the class of posts concerned under these Rules, interviewing such of them as it may deem necessary, and shall prepare a list containing names of the suitable persons equal to the number of existing vacancies, and the vacancies anticipated to occur during the next twelve months after the determination of vacancies. The Committee shall also prepare a separate list containing names of persons *equal to 50% of the persons selected in the aforesaid list or select one more person if the number ofvacancies is one only who may be considered suitable to fill temporary or permanently, which may occur till the next meeting of the Committee, on a temporary or officiating basis and the list so prepared shall be reviewed and revised every year and shall remain in force unit it is so reviewed and revised.

The lists so prepared on the basis of merit shall be arranged in order of preference and the list prepared on the basis of seniority-cum-merit shall be arranged in order of seniority on the category of post from which selection has been made. Such lists shall be sent to the concerned Authority together with the Annual Confidential Rolls and Personal files

(14) Appointments shall be made by the Appointing Authority taking persons out of the lists finally approved under the preceding sub-rule (13) in the order in which they have been placed in the lists, till such lists are exhausted or reviewed and revised asthe case may be.

(15) The Government may issue instructions for provisionally dealing with promotions, appointments or other ancillary matters in an equitable and fair manner of persons who may be under suspension, or against whom departmental proceeding is under progress, at the time promotions are considered to a post to which they are eligible or would have been eligible but for such suspension or pendency of such enquiry or proceedings.

(16) The provisions of this rule shall have effect notwithstanding anything to the contrary contained in any provision of these rules.

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of all the candidates included in them as also of those not selected, if any.

EXPLANATION: The list of preference shall classify the officers in rder as, 'outstanding' 'very good' and 'good' on the basis of merit. In each class the officers shall shall maintain their interse seniority of the next below grade.

(9) Where consultation with the Commission is necessary the lists prepared by the Committee shall be forwarded to the Commission by the Appointing Authority alongwith the personal files and Annual Confidential Rolls of all the persons whose na names have been considered by the Committee.

(10) The Commission shall consider the lists prepared by the Committee alongwith other relevant documents received from the Appointing Authority, and, unless any change is considered necessary, shall approve the list. In case the Commission consider it necessary to make any change in the lists received from the Appointing Authority, it shall inform the appointing Authority of the changes proposed by it. After taking into account the comments of the Commission, if any, the Appointing Authority may approve the lists finally with such modifications, as may, in its opinion, be just and proper and when the Appointing Authority is an authority subordinate to the Government, the lists approved by the Commission should be disturbed only with the approval of the Government.

(11) Appointments shall be made by the Appointing Authority taking persons out of the lists finally approved under the preceding sub-Rule (10) in the order in which they have been placed in the list, till such lists are exhausted or reviewed and revised as the case may be.

(11A)"Government may issue instructions for provisionally dealing with promotions, appointments or other ancillary matters in an equitable and fair manner of persons who may be under suspension, or against who departmental proceedings is under progress, at the time promotions are considered to a post to which they are eligible or would have been eligible but for such suspension or pendency of such enquiry or proceedings. "

PARTVI- Appointments, Probation and Confirmation.

25. Appoitment to the Service:- Appointment to the posts in the Service by direct recruitment or by promotion as the case may be, shall be made by the Appointing Authority on occurence of substantive vacancies from the candidates selected under rule 22 in order of merit and from the persons selected under sub-rule(3) of rule 24 in accordance with these rules.

* 26. URGENT TEMPORARY APPOINTMENT:

(1) A Vacancy in the Service which can not be filled in immediately either by direct recruitment or by promotion under the rules may be filled in by the Goverbment or the Authority competent to make appointment, as the case may be, by appointing in an officiating capacity thereto an officer eligible for appointment to the post by promotion or by appointing temporarily thereto a person eligible for direct recruitment to the Service, where such direct recruitment has been provided under the provisions of these rules:

Provided that such an appointment will not be continued beyond a period of one year without referring the case to the Commission for concurrence, where such concurrence is necessary and shall be terminated immediately on its refusal to concur.

Provided futher that in respect of the Service or post in the Service for which both the above methods of recruitment have been prescribed, the Government or the Authority competent to make appointment, as the case may be, shall not, save with the specific permission of the Government in the Administrative Department, fill the temporary vacancy against the direct recruitment quota by whole time appointment for a period exceeding three months, otherwise than out of persons eligible for direct recruitment and after a short term advertisement.

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(12) The provisions of this rule shall have effect notwithstanding anything to the contrary contained in any provision of these rules. vide notification No.F.7(10) DOP/A.II/77 dated 7.3.78 came into force from the date of publication in the Rajasthan Rajpatra.

* Substituted for Rule 26:- Temporary Appointment.

A vacancy in the Service in respect of posts which are to continue for a period of more than one year shall be filled in by the Appointing Authority by appointing thereto in a temporary capacity a person whose name is included in the list prepared under sub-rule 20 or in the lists approved under sub-rule (8) of rule 24 in the same proportion and according to the same method by which substantive vacanies are required to be filled in by these rules:

(2) In the event of non-availabity of suitable persons, fulfilling the requirements of eligible for promotion, Government may, notwithstanding the condition of eligiblity for promotion required under sub-rule(1) above, lay down genral instructions for grant of permission to fill the vacancies on urgent temporary basis subject to such conditions and restrictions regarding pay and other allowances as it may direct. Such appointments shall, however, be subject to concurrence of the Commission as required under the said sub-rule.

£ Rule 27 (Deleted)

@(27. Period of probation:(1) Every person appointed against a substantive vacancy in the Service by direct recruitment shall be placed on probation for a period of two years and those appointed by promotion /% special selection to any post against such a vacancy shall be on probation for a period of one year:

Provided that:-

(i) Such of them as have, previous to their appointment by promotion / % special selection or by direct recruitment against a substantive vacany, officiated temporarily on the post which is followed by regular selection may be permitted by the Appointing Authority to count such officiating or temporary service towards the period of probation. This shall, however, not amount to involve supersession of any senior person or disturb the order of their preference in respective quota or reservation in recruitment;

(ii) any period after such appointment during which a person has been on deputation on a corresponding or higher post shall count towards the period of probation.

Provided that till the preparation of the first list or lists or in case the list or lists of a calendar year are exhausted, a vacant post may be filled in temporarily by the Appointing Authority by appointing thereto a member of the service eligible for appointment to the post by promotion:

Provided further that no appointment made under the first proviso shall be continued beyond a period of one year and before the expiry of the said period, steps will be taken to make recruitment in accordance with these rules.

£ Rule 27. Officiating Appointments:(Deleted)

Temporary vacancies which are to continue for a period of less than one year and other non-fortuitous vacancies may be filled by the Appointing Authority by appointing thereto in an officiating capacity a member of the Service elgible for appointment to the post by promotion.

@ Substituted vide notification No.F.1(35)Karmik/Ka-II/74 dated 4.5.1977 effective from the date of publication of Gazette.

% Inserted vide Notification No.1(35)Karmik/Ka-2/74 Dt.3.8.77.

(2) During the period of probation specified in sub-rule(1), each probationer may be required to pass such Departmental Examination and to undergo such training as the Government may, from time to time, specify.

Explanation:- In case of a person who dies or is due to retire on attaining the age of superannuation the period of probation shall be reduced so as to end one day earlier on the date immediately preceeding the date of his death or retirement from Government Service. The condition of passing the Departmental Examination in the rule regarding confirmation shall be deemed to have been waived in case of death or retirements.

Rule 27 .re-numbered as Rule 27 (Substituted) Probation:

(1) All member of the Service appointed by direct recruitment against a substantive vacancy shall be on probation for a period of two years and those appointed by promotion against such a vacancy shall be on probation for a period of one year :

Provided that such of them as have previous to their appointment by promotion officiated temporarily on a post encadred in the service, may be permitted by the Appointing Authority to count such officiating temporary service towards the period of probation upto a maximum of six months:

Provided further that any period after such appointment during which a person has been on deputation on a corrsponding or higher post shall count towards the period of probation.

(2) During the period of probation specified in sub-rule (1), each probationer may be required to pass such departmental examination and to undergo such training as the Government may, from time to time, specify.

Explanation: In case of a person who dies or is due to retire on attaining the age of superannuation, the period of probation shall be reduced one day earlier so as to end on the date immediately preceding the date of his death or retirement from Government Service. The condition of passing the Departmental Examination in rule regarding confirmation shall be deemed to have been waived in case of death or retirement.

27.A: (a) Notwithstanding any thing contained in the rule if no order of confirmation is issued by the Appointing Authority within a period of six months, an employee appointed on temporary or officiating basis who has, after the date of his regular recruitment by either method of recruitment completed a period of two years service, or less in the case of those appointed by promotion where the period of probation prescribed is less, on the post or a higher post under the same Appointing Authority or would have so worked butfor his deputation or training, shall on the occurrance of permanent vacancies be entitled to be treated as confirmed if the same conditions as are prescribed under the Rules for the confirmation of a probationer are fulfiled subject to the quota prescribed under the Rules and in accordance with his seniority;

Provided that if the employee has filed to give satisfaction or has not fulfilled any of the conditions prescribed for confirmation, such as passing of Departmental Examination, training or promotion cadre course etc., the afores said period may be extended as prescribed for probation or under the Rajasthan Civil Services Departmental Examination Rules, 1959 and any other Rules, or by one year, whichever is longer. If the employee still fairs to fulfil the prescribed conditions or fails to give satisfaction, he will be liable to be discharged from such post in the same manner as probationer or reverted to his substantive or lower posts, if any to which he may be entitled.

Provided futher that no person shall be debarred from confirmation after the said period of service if no reasons to the contrary about the satisfactory performance of his work are communicated to him within the said period.

(b) The reasons for not confirming an employee referred to in the second proviso to clause (a) shall, in the case of a non-gazetted employee, be also immediately recorded by the Appointing Authority in his Service Book and C.R. file and in the case of Gazetted Officer communicated to the Accountant General, Rajasthan and in his Confidential Report File. A written acknowledgement shall be kept on record in all those cases.

EXPLANATION:

(i) Regular recruitment for the purpose of this rule shall mean appointment after either of the methods of recruitment or on initial constitution of service in accordance

with any of the Service Rules promulgated under proviso to Article 309 of the Constitution of India or for posts for which no Service Rules exists, if the post are within the purview of Rajasthan Public Service Commission recruitment in consultation with them but it shall not include an urgent temporary appointment adhoc appointment or officiating promotion against temporary or lien vacancies which are liable to review and revision from year to year. In case where the Service Rules specifically permit appointment by transfer such appointment shall be treated regular recruitment if the appointment to the post from which the official was transferred was after regular recruitment. Persons who have been made eligible for substantive appointment to a post under the rules shall be treated as having been regularly recruited.

(ii) Persons who hold lien in another cadre shall be eligible to be confirmed under this rule and they will be eligbible to exercise an option whether they donot elect to be confirmed on the expiry of two years of their temporary appointment under this rule. In the absence of any option to the contrary, they shall be deemed to have exercise option in favour of confirmation under this rule and their lien on the previous post shall ceases.

* 28. Unsatisfactory progress during probation:-

(1) If it appears to the Appointing Authority, at any time, during or at the end of the period of probation, that a member of the service has not made sufficient use of his opportunities or that he has failed to give satisfaction, the Appointing Authority may revert him to the post held substantively by him immediately preceding his appointment, provided he holds a lien thereon or in other cases may discharge or terminate him from service:

Provided that the Appointing Authority may, if it so thinks fit in any case or class of cases, extend the period of probation of any member of service by a spedified period not exceeding two years in case of person appointed to a post in the Service by direct recruitment and one year in the case of person appointed by promotion/@ Special selection to such post..

Substituted for rule 29 re-numbered as Rule 28. :-

Unsatisfactory progress during probation.-(1) If it appears to the Appointing Authority, at any time, during or at the end of the period of probation, that a member of the Service has not made sufficient use of his opportunities or that he has failed to give satisfaction the Appointing Authority may revert him to the post held substantively by him immediately preceding his appointment provided he holds a lien thereon,

@ Inserted vide Notification No.F.1(35)Karmik/ka-2/74 dated 3.8.77

** Added vide Notification No.F.7(6)DOP/A.II/77 dated 26.10.77

substantively appointed subsequently on such posts becoming permanent, shall be determined on the basis as ifsuch posts had become permanent during the same year in which they were temporarily appointed and as if they were appointed substantive ly in that year provided that such persons shall rank junior to those who were initially appointed against a permanent vacancy in that year.

@(6) That the seniority interse of persons appointed by promotion to a particular class of posts on the same date shall be the same as in the next below grade except in cases of continued officiation on higher posts when it shall be in accordance with the length of such continued officiation if such officiation was not ad-hoc or fortitous.

*(7) That the seniority interse of persons selected as a result of one and the same selection and appointed on the basis of merit alone shall be in the same order in which their names appear in the select list, irrespective of the period of continuous officiation.

PART VII - Pay

31. Scale of pay:- The scale of monthly pay of a person appointed to a post in the service, shall besuch as may be admissible under the rules referred to in rule 33 or as may be sanctioned by the Government from time to time.

@@32. Increment during probation: A probationer shall draw increment, in the scale of Pay admissible to him in accordance with the provisions of the Rajasthan Service Rules,1951.

33. Regulation of Pay, Leave,Allowance,Pension etc:-

Except as provided in these rules, the pay,allowance, pension, leave and other conditions of service of the members of the service shall be regulated by:-

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@ Inserted vide Notification No.F.1(26)Apptts/A.II/61/Pt.II dated 25.9.1975.

* Inserted vide Notification No.F.7(6)DOP/A.II/75.II dated 31.10.75 effective from the date of publication in the Rajasthan Rajpatra.

@@ Substituted for Rule No.33 renumbered as Rule 32. vide notification No. F.3(11)Apptts/A.II/58.IV Dt.16.10.73.

' Increment during probation:- A probationer shall draw increments in the scale of pay admissible to him during the period of probation as they accrue, provided that if the period of probation is extended on account of failure to give satisfaction, such extension shall not count for increment unless the Appointing Authority otherwise directs.'

(1) The Rajasthan Travelling Allowance Rule, 1971 as amended from time to time.

(2) The Rajasthan Civil Service (Unification of Pay Scales Rules, 1960 as amended from time to time.

(3) The Rajasthan Civil Services (Rationalisation of Pay Scales) Rules, 1956 as amended from time to time.

(4) The Rajasthan Civil Services (Classification, Control and Appeal) Rules, 1958 as amended from time to time.

(5) The Rajasthan Service Rules, 1951 as amended from time to time.

(6) The Rajasthan Civil Service (Revised Pay) Rules, 1961 as amended from time to time.

(7) The Rajasthan Civil Services (New Pay Scales) Rules, 1969 as amended from time to time.

(8) Any other rules prescribing general conditions of Service made by the appropriate authority under the proviso to Article 309 of the Constitution of India, and for the time being in force.

34. Removal of doubts:- If any doubt arises relating to the application, interpretation and scope of these rules, it shall be referred to Government in the Department of Personnel whose decision thereon shall be final.

35. Repeal and Savings:- All rules and orders in relation to matters covered by these rules and in force immediately before the commencement of these rules are hereby repealed:

Provided that any action taken under the rules and orders so superseded shall be deemed to have been taken under the provisions of these rules.

By order and in the name of the Governor,

वो० वो० स० माथुर,

Special Secretary to Government.

JMJ/

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* Previous Rule 26 substituted and Rule 27 deleted thereafter Rule existing 28,29,30,31,32,33,34,35,36 renumbered as rule 27,28,29,...,31,32,33,34,35 respectively vide Notification No.F.1(18)Apptts(A.II)70 dated 8.8.1975.

SCHEDULE

No.	Name of post	Method of Recruitment.	Qualification and experience required for direct recruitment.	Post or posts from which promotion be made.	Minimum qualifications and experience required for promotion.
1	2	3	4	5	6
1.(a)	Demonstrator (Technical) Drawing Instructor.	25% by promotion and 75% by direct recruitment.	(a) Post matric Diploma in the appropriate branch of Engineering from a recognised Engineering Institution or qualification recognised as equivalent to such a diploma by Government. @(b) Professional and/or teaching Experience of 2 years after obtaining diploma in college/ Polytechnic or/ in any Engineering Deptt. of Government or in a factory, desirable. Explanation: "Factory" means a factory as defined in Factories Act, 1948.	Technicians/ Draftmen Sub-station Electrician.	Post Matric Diploma in the appropriate branch of Engineering from a recognised Engineering Institution or Qualifications recognised as equivalent thereto by Government with 2 years experience on the post or posts shwon in Column 5.
(b)	Workshop Instructor. (Fitting/ Machine shop)	25% by promotion and 75% by direct recruitment.	(a) Post matric Diploma in Mechanical Engineering from a recognised Engineering Institution or qualifications recognised as equivalent to such a diploma by Government.	Technicians in Machine/ Fitting shop.	Post Matric Diploma in the appropriate branch of Engineering from a recognised Engineering Institution or qualifications recognised as equivalent thereto by Government, with two years experience on the post or posts shown in Col.5.

* Substituted the word "Inspector" occuring in Col2 against S.No.1(a) by the word "Instructor" vide Notification No.F.1(1)Apptts/A.II/70 dated 8.8.1975.

@ Substituted for S.No.1(a) against Col.4(b) "Professional and/or teaching experience of 2 years after obtaining diploma in College, Polytechnic or/in any Engineering Department of the Government" vide notification No.F.28(58) Edu/C.V/ dated 4.6.1973 and corrigendum of even number dated 8.11.1974.

1	2	3	4	5	6
			* (b) Professional and/or teaching experience of 2 years after obtaining diploma in college/Polytechnic or/ in any Engineering Deptt. of Government or in a factory, desirable. Explanation: "Factory" means a Factory as defined in Factories Act, 1948." OR (a) Matriculate with Certificate of National Council for Training in Vocational Trades in the trade concerned. (b) Industrial or teaching experience of 5 years ater obtaining Certificate.		OR Matriculate I.T.I. Certificate with 4 years experience on the post or posts shown in Col.No.5
(c) Workshop Instructor (Electrical)	25% by promotion and 75% by direct recruitment.	(a) Post matric Diploma in the appropriate branch of Engineering from a recognised Engineering Institution or qualifications recognised as equivalent to such a Diploma by Government.		Sub-Station Electrician Technician (Electrical)	Post Matric Diplomain the appropriate branch of Engineering from a recognised Engineering Institution or qualifications recognised as equivalent to such a diploma by Government with two years experience on the post or posts shown in Col.5

*Substituted for S.No.1(b) Col.4(b)" Professional and/or teaching experience of 2 years after obtaihing diploma in a College/Polytechnic or/in any Engineering Department of the Government." vide Notification No. F.28(58)Edu/Gr.V/73 dated 4.6.73 and corrigendum of even no. dated 8.11.1974.

1	2	3	4	5	6
			*(b) Professional and/or teaching experience of 2 years after obtaining diploma in college/ Polytechnic or/in any Engineering department of Government or in a Factory desirable. Explanation :-"Factory" means a Factory as defined in Factories Act, 1948.		
			OR		OR
			(a) Matriculate with certificate of National Council for Training in Vocational Trades in the trade concerned.		1. Matriculate. 2. I.T.I. Certificate. 3. 4 years experience on the post or posts shwon in Col.5.
			(b) Industrial or teaching experience of 5 years after obtaining certificate.		
2. Draftsman	100% by Direct recruitment.		(a) Matriculate with certificate in Draftsmanship of National / vocational Council for Training in Trades in the appropriate trade.		
			**(b) Professional and/or teaching experience of 2 years after obtaining diploma in college/ Polytechnic or/ in any Engineering Deptt. of Govern- ment or in a factory, desirable. Explanation :"Factory" means as defined in Factories Act, 1948.		

* Substituted for S.No.1(c) Col.4(b) "Professional and/or teaching experience of 2 years after obtaining diploma in a College/Polytechnic or/in any Engineering Department of the Government" vide No.F.28(58)Edu/Gr.V/73 Dated 4.6.1973.

** Substituted for S.No.2(b) Col.4(b) "Atleast two years' practical drawing office experience after obtaining certificate" vide notification No.F.28(28)Edu/Gr.V/73 Dated 4.6.1973.

1	2	3	4	5	6
3.	Sub-Station Electrician	75% by promotion and 25% by direct recruitment.	(a) Matriculate with Certificate of National Council for Training in Vocational trades in Electrician trade. * (b) Professional and/or teaching experience or 2 years after obtaining diploma in college/ Polytechnic or/in any Engineering Deptt. of Government or in a factory, desirable. Explanation:- "Factory" means a factory as defined in Factories Act, 1948."	Technician (Electrical)	1. Matriculate, 2. I.T.I. Certificate. 3. 2 years experience on the post or posts shown in Col.5
4.	Technicians (a) Machine shop/ Fitting.	25% by promotion and 75% by direct recruitment.	(a) Matriculate with Certificate of the National Council for Training in Vocational Trades in the Trade concerned. (b) At least two years professional experience after obtaining certificate.	Mechanic Instrument Repairs only for promotion to the post of Technician Machine shop and Fitting shop.	1. Matriculate. 2. I.T.I. Certificate. 3. One year experience on the post shown in col.5.

* Substituted for S.N.3(b) " Atleast three years professional experience as Electrician, after obtaining Certificate." vide notification No.F.28(58) Edu/Gr.V/73 dated 4.6.1973.

1	2	3	4	5	6
4.	(b) Technician in other shops.	Direct Recruitment 100%			
5.	Machanic (Instrument Repairer)	100% by direct recruitment.	(a) Matriculate with certificate Instrument Mechanic/Turner/ Fitter of National Council for Training in Vocational Trades. (b) At least 1 year professional experience in handling and repairing various types of instruments, after obtaining Certificate.		

No.F.1(18)Apptts.(A.II)70

By order and in the name of the Governor,

वी० बी० एल० माथुर ,

Special Secretary to the Government.

180/40

राजस्थान सरकार
कार्मिक एवं प्रशासनिक सुधार विभाग,
(कार्मिक-क-ग्रुप-11)

संख्या:-एफ 2(4) (कार्मिक/क-2/93 जयपुर, दिनांक 14 मई, 93

अधिसूचना

भारत के संविधान के अनुच्छेद 309 के परन्तुक द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, राजस्थान के राज्यपाल, राजस्थान तकनीकी शिक्षा अधीनस्थ सेवा नियम, 1973 में, इसके द्वारा निम्नलिखित संशोधन करते हैं, अर्थात् :-

संशोधन

उक्त नियमों से संलग्न अनुसूची की विद्यमान क्रम सं. 5 और उसकी प्रविष्टियों के पश्चात् निम्नलिखित नयी क्रम सं. 6 और उसकी प्रविष्टियाँ जोड़ी जायेंगी, अर्थात् :-

1	2	3	4	5	6
"6.	प्रयोगशाला सहायक	100% सीधी भर्ती द्वारा	किसी मान्यता प्राप्त बोर्ड से गणित के साथ विज्ञान विषय में हायर-सैकेण्डरी या किसी मान्यता प्राप्त बोर्ड से गणित के साथ विज्ञान विषय में सीनियर हायर-सैकण्डरी (10+2)"	-	-

राज्यपाल के आदेश और नाम से,

(अलका कालरा)
शासन सचिव

24/93

GOVERNMENT OF RAJASTHAN
DEPARTMENT OF PERSONNEL AND ADMINISTRATIVE REFORMS
(Department of Personnel-A-II)

.....

No.F.2(1) DOP/A-II/93 Jaipur, dated the 14-

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of Indi the Governor of Rajasthan hereby makes the followi amendment in the Rajasthan Technical Education Subordinate Service Rules, 1973, namely:-

AMENDMENT

After the existing serial number 5, and entries thereto of the Schedule appended to the said rules the following new S.No.6 and entries thereto shall be added, namely:-

1.	2.	3.	4.	5.
"6.	Laboratory Assistant	100% by direct recruitment	Higher Sec. in Science with Mathematics of a recognised Board Or Senior Higher Sec.(10+2) in Science with Mathematics of a recognised Board."	-

By Order and in the name of Governor,

(ALKA KALA)
Secretary to the Govern