

GOVERNMENT OF RAJASTHAN
APPOINTMENT 'C' DEPARTMENT
NOTIFICATION

Jaipur, January 6, 1959

No. F. 21 (22) Apptts 'C' (54)- In exercise of the powers conferred by the proviso to Article 309 of the constitution of India, the Governor of Rajasthan makes the following rules regarding recruitment to Posts in and the conditions of service of persons appointed to the Rajasthan jails Service:-

THE RAJASTHAN JAILS SERVICE RULES, 1959

PART –I General

1. *Short title and commencement.* - These Rules may be called the Rajasthan Jails Service Rule 1959, and shall come into force at once.

2. *Supersession of existing rules and orders.*- All existing rules and orders in relation to matters covered by these rules [stand superseded]¹, but any action taken by or in pursuance of such existing rules and order shall be deemed to have been taken under these Rules.

3. *Status of the service.* - The Rajasthan Jails Service is State Service

4. *Definitions*- In these rules unless there is anything repugnant in the subject or context.-

(a) "Commission" means The Rajasthan Public Service Commission;

(b) "Direct recruitment" means recruitment by the method prescribed by rule 7(a);

¹ Substituted for the words "are here by superseded" Vide No. F. 21 (22) Apptts/C/54 dated 19-5-62.

- (bb)² "Equivalent post" means a post involving duties of a similar nature to those of a post in the service and carrying identical time scale of pay.
- (bbb)³ "Higher post" means a post involving greater responsibilities to those of a post in the service and carrying higher time scale of pay.
- (c)⁴ "Government and state" mean respectively the Government of Rajasthan and the state of the Rajasthan;
- (d) "Inspector General" means the Inspector General of Prisons, Rajasthan;
- (e) "Jailor" means a substantive Jailor in the service of the Government of Rajasthan;
- (f) ⁵"Member of the Service means a person appointed to a post in the service on the basis of regular selection under the provisions of these rules or the rules or order superseded by these rules."
- (g) "Schedule" means a schedule [appended]⁶ to these Rules.
- (h) "Service" means the Rajasthan Jails Service,
- (i)⁷ "Substantive Appointment" means an appointment made under the Provisions of these Rules to substantive vacancy after due selection by any of the methods of recruitment prescribed under these Rules and includes an

² Added Vide Notification. No. F. 4 (5) 5 HB/Gr./II/63, dated 30-10-65.

³ Added Vide Notification. No. F. 4 (5) 5 HB/Gr./II/63, dated 30-10-65.

⁴ Substituted for "(c) Government and state mean respectively the Government and the state of Rajasthan" vide Notification no. F. 7 (10) DOP /A/74 dt. 10-2-75.

⁵ Substituted vide notification no. F.(1)DOP/A-II/96 dated 10-10-2002 " Member of the service" means a person appointed substantively to a post in the service under Provisions of these rules or of rules or orders superseded by rule 2;"

⁶ Added vide Notification No. 4 (5) (5) Home (B) /Gr. II/63, dated 30-10-65.

⁷ Inserted vide Notification No. F. 7 (3) DOP/A-II/73 dated- 5-7-74.

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 the provisions of any Rules promulgated under proviso to Article 309 of the constitution of India , except urgent temporary appointment,”

(j) ⁸“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 a person holding a lower post eligible for promotion to

⁸ Substituted vide notification no. F.6(2)DOP/A-II/71 dated 29-08-1982 “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 person holding such Posts in substantive Capacity shall include the period for which the person has continuously worked on such post after regular recruitment in accordance with the Rule promulgated under proviso to Article 309 and shall also include the experience gained by the officiating temporary or ad-hoc appointment , if such appointment is in the regulars line of promotion and was not of stopgap or fortuitous 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. or⁸ when such ad-hoc or urgent temporary appointment was in accordance with Seniority-cum-merit.

Note:- Absences during service e.g., training and deputation 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.” which inserted vide notification no. 6 (2) Apptts/All/71 I Dated 9-10-75 effective 27-3-73.

higher post shall include the period for which the person has continuously worked on such lower post regular selection in accordance with Rules promulgated under proviso to Article 309 of the Constitution of India.

Note:-Absence during service .e.g. training, leave and deputation etc. which are treated as "duty" under the Rajasthan counted as service for computing experience or service required for promotion."

5. *Interpretation:* - Unless the context otherwise requires, the Rajasthan General Clauses Act, 1955 (Rajasthan Act No. VIII of 1955) shall apply for the interpretation of these Rules as it applies for the interpretation of a Rajasthan Act.

PART II –cadre

6⁹. *Composition and strength of the service:* - (1) The nature of posts included in each category of the service shall be as specified in column 2 of schedule I.

⁹ Substituted for the word "*Strength of the service*:-The strength of the service and nature of the posts the rain shall be as specified in schedule 1.

Provided that Government may leave unfilled, hold in abeyance, or abolish any vacant post without there by entitling any person to compensation, or may create additional permanent or temporary posts in the service from time to time as may be found necessary" Vide Notification No. F. 21 (22) Appts. (C)/54 dated 19-5-62 and re-substituted for:-

"*Nature of posts included in the service*:- The nature of posts Including in the Service, shall be as given below:-

GROUP 'A'

- i. Inspector General
- ii. Assistant Inspector General of prisons and Superintendent Grade-I. (Superintendents of Central Jails)
- iii. Superintendents Grade II. (Superintendents of District Jail)
- iv. Deputy Superintendents

GROUP "B"

Director of Jail Industries.

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

Provided that Government may –

- (a) Create any post, permanent or temporary, from time to time as may be found necessary : and
- (b) Leave unfilled or hold in abeyance or abolish or allowed to lapse any post, permanent or temporary, from time to time, without thereby entitling any person to any compensation.

¹⁰ Provided further that:-

(a) The Government may create, temporarily the posts specified in I Schedule I-A' appended to these Rules.

(b) The provisions of the said Rules regarding recruitment, appointments seniority etc., shall except those of substantive appointments, apply to such temporary post subject to modifications is any specified in scheduled I -A;

(c) The post of prison psychologist included in 'schedule I-A' shall be treated as an isolated and ex-cadre post and appointment to there shall not confer any right of any person for appointment to or confirmation on the posts included in the regular cadre post of schedule I.

(d) A hold of temporary posts included in Schedule **I-A** shall also be eligible for promotion to higher temporary category of posts included in schedule I A if he fulfils other

The number of posts in each category, shall be such as may be determined of Government from time to time:

Provided that Government may leave unfilled, hold in abeyance or abolish or may create any posts, permanent and temporary, from time to time, as may be found necessary without thereby entitling any person to compensation" Vide Notification No, F. 4 (5) (5) Home (B) Gr. II/63, dated 30-10-65.

¹⁰ Added vide Notification No. F. 4 (5)(5)Home/B II/63 dated 10-5-78

conditions laid down in the schedule. Provided that in any service consisting of section or wings for promotion, persons from outside the section or wing shall not be considered for promotion unless otherwise mentioned specifically.

(e) A member of service shall have precedence over a holder of temporary post included in the "schedule I A" where both are eligible.

PART III - Recruitment

7. *Sources of recruitment*:- Recruitment to the service after the commencement of these Rules shall be made to the post of Deputy Superintendent of Jail, and the Superintendent of Jail Industries:-

(1) by direct recruitment through the agency of the commission;

(a)¹¹ In the case of Deputy Superintendent of Jail by a Competitive Examination. The Examination and the syllabus shall be the same as in the case of direct recruitment to Rajasthan police service. A candidate must hold a degree in a [Engineering or Technology]¹²

¹³ established by law in India or of a foreign University declared by Government in consultation with the commission to be equivalent to a degree of a University established by law in India.

Explanation¹⁴:- Deleted.

¹¹ Substituted for the word "(a) in the case of Deputy Superintendents of Jails from among persons who have secured qualifying marks in the Competitive Examination held by the commission for recruitment to the Rajasthan Police service within two years-preceding the year in which the vacancy occurs" Vide Notification No, F. 21 (22) Apptts (c)/dated 19-5-1962

¹² Inserted vide Notification No. F1 (21) Apptts. (D)/60 Pt. IV, dated 29-6-1972.

¹³ Deleted the word "Arts Science, Agriculture or Commerce of a University" vide Notification No, F. 4 (5) (5) Home II/53 dated 15-5-73.

¹⁴ Deleted.

¹⁵ "provided that vacancies shall be reserved for candidates who are non-gazetted employees in accordance with sub-rule (2) of rule 4 of the Rajasthan state and subordinate Service (Direct Recruitment by Combined Competitive Examination) Rules, 1962."

(b) in the case of ¹⁶ Superintendent of Jail Industries from among person who possess:-

- (i) An Intermediate Examination Certificate of the Rajasthan University or a Certificate of any other University or board recognized as equivalent by the commission for the purpose:
- (ii) a Diploma in Textile weaving from V .J. T. I. Bombay or R. C. T. I. Ahmedabad or T. I. T. Bhiwani or Textile Institute; Kanpur, and
- (iii) experience of at least five years as weaving Supervisor or Assistant Technical Master in Textile Mill or ten experience in any of the Government managed factories including Jail Factory.

(2) By promotion of permanent Jailors to the post of Deputy Superintendent of Jail, and of permanent Factory Managers to the posts of Director of Jails Industries:

Provided that vacancies which occur in the cadre of Deputy Superintendent of Jails or Director of Jails Industries from time to time shall be filled up alternately from each of these sources.

(3)¹⁷ Notwithstanding anything contained in these Rules or in the Rajasthan state and Subordinate Services(Direct Recruitment by Combined Competitive Examination) Rules 1962, any person holding the post of a Deputy Superintendent of Jails on 1-1-61, as a

Explanation- For the purpose of this sub-clause, a degree in Arts or Science does not include a degree in Medicine %[Deleted]" vide Notification No. F. 4 (5) (5) Home II/53 dated -15-5-73.

¹⁵ Inserted vide Notification No. 5 (6) DOP/A-II/73 dated 29-12-73.

¹⁶ Substituted for the word "Director" vide Notification No. F. 4 (5) (5) Home II/53 dated 15-5-73.

¹⁷ Added vide Notification No. F. 4 (5) (5) Home (B)Gr. II/63 dated 20-1-1975.

result of ad hoc transfer by the Government from another department may be appointed to the services, Provided that he possesses the qualification prescribed for direct recruitment to the post other than those relating to age and is adjudged Suitable for such appointment by the commission.

(4)¹⁸ If the appointing authority is satisfied in consultation with the commission that no suitable officer is available for appointment, it may fill a vacancy by appointing an officer on contract, or deputation or by transfer from within the service, or any other Department of the state Government, the Government of India or any other state Government."

¹⁹ Provided further that the committee appointed under these rules for adjudging suitability by screening either as an exception of general method of recruitment or as initial Constitution of service, may ex-gratia recommend, if any of the employees with more than three years' of service on a post for which he is to be screened is not adjudged suitable and if thereafter has no right to be appointed on a lower posts, for such lower post being offered to him by absorption and thereupon such an employee shall be treated as surplus employee under the provisions of the Rajasthan civil service (Absorption of surplus Personnel) Rules, 1969 and such employee may be absorbed on the lower post on the recommendation of the committee subject to such conditions as may be laid down by it."

7A²⁰ "Notwithstanding anything contained in the recruitment appointment, promotion, seniority and confirmation etc. of a person who joins the Army/Air Force/Navy during an Emergency shall be regulated by such orders and instructions as may be issued by the Government from time to time provided that these are regulated *mutatis mutandis* according to the instructions issued on the subject by the Government of India."

¹⁸ Added vide Notification No. F. 4 (5) (5) Home /B II/63 dated 10-5-1978.

¹⁹ Inserted vide Notification No. F.7 (7) D.O.P./A II/73 dated 29-5-1974

²⁰ Inserted vide Notification No. F. 21 (22) Appts/C/55/P † II dated 29-8-73 effective from 29- 10-1963 or from the date respective service Rule come in to force.

²¹8. *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 ²²the provision of the Rajasthan Scheduled Castes, Scheduled Tribes, Backward Classes, Special Backward Classes and Economically Backward Classes (Reservation of seats in Educational Institution in the state and of Appointment and post in service under the State) Act, 2008 at the time of recruitment... i.e. by direct recruitment and by the promotion.

2. The vacancies so reserved for promotion shall be filled in by seniority-cum-merit and merit.²³

3. In filling the vacancies so reserved the eligible candidates who are members of the scheduled Castes and the scheduled Tribes shall be considered for appointment in the order in which their names appeared in the list prepared for direct recruitment by the commission, for posts filling in its purview, and by the Appointing Authority in other cases, and Departmental Promotion 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.

²¹ Substituted for 8. Reservation of vacancies for Scheduled castes and Scheduled Tribes.- Reservation for Scheduled Castes & Scheduled Tribes shall be in accordance with the order of Government for such reservation in force at the time of recruitment.

Note: - Reservation shall be calculated on the basic of total vacancies. Adjustment of fractions shall be made over a period of five years Promotions shall be irrespective of caste considerations. Vide Notification No. F. 7 (4) DOP All/73, dated 3-10-73.

²² Substituted vide notification no. F, .7(8)DOP/A-II/2008 dated 28-08-2009 for expression "orders of the Government for such reservation in force".

²³ The expression "merit alone" shall be substituted vide notification no. F-7 (4) DOP/ A-II/73 dated 29-01-1981.

4. ²⁴Appointment 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 the Scheduled Castes and the Scheduled Tribes, as the case may be, in a particular year, the vacancies so reserved for them shall be carried forward until the suitable Scheduled Castes and the Scheduled Tribes candidate(s), as the case may be, are available. In any circumstance no vacancy reserved for Scheduled Castes and the Scheduled Tribes candidate shall be filled by promotion as well as by Direct recruitment from General category candidates. However, in exceptional cases where in the public interest the Appointing Authority feels that it is necessary to fill up the vacant reserved post(s) by promotion from the General category candidates on urgent temporary basis, the Appointing Authority may make a reference to the Department of Personnel and after obtaining prior approval of the Department of Personnel, they may fill up such post(s) by promoting the General category candidates(s) on urgent temporary basis clearly stating in the promotion order that the general category candidate(s) who are being promoted on urgent temporary basis against the vacant post reserved for Scheduled Castes or the Scheduled Tribes candidates, as the case may be, shall have to vacate the post as and when the candidate(s) of that category become available.

²⁴ Substituted vide notification no. F.7 (4) DOP/A-II/2002 dated 10-10-2002 for "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 among Scheduled Castes and Scheduled Tribes, as the case may be, in a particular year, the vacancies so reserved for them shall be filled in accordance with the normal procedure, and an equivalent number of additional vacancies shall be reserved in the subsequent year, such of the vacancies which remain so unfilled shall be carried forward to the subsequent three recruitment years in total, and these after such reservation would lapse:" which substituted vide notification no. F.7 (10) DOP/A-II/74 dated 10-02-1975 earlier.

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 alone²⁵ under these Rules.”

8A. ²⁶Reservation of vacancies of Backward Classes, Special Backward Classes, and Economically Backward Classes:- Reservation of vacancies of Backward Classes, Special Backward Classes, and Economically Backward Classes shall be in accordance with the provision of the Rajasthan Scheduled Castes, Scheduled Tribes, Backward Classes, Special Backward Classes and Economically Backward Classes (Reservation of seats in Educational Institution in the state and of Appointment and post in service under the State) Act,2008 at the time of direct recruitment. In the event of non-availability of eligible and suitable candidate amongst Backward Classes, Special Backward Classes, and Economically Backward Classes in a particular year, the vacancies of reserved for them shall be filled in accordance with the normal procedure.”

²⁷8B. “Reservation of vacancies for women candidates:- Reservation of vacancies for women candidates shall be 30% category wise in direct recruitment out of which 5% shall be for widow candidate. In the event of non-availability of the eligible and suitable widow candidates in a particular year, the vacancies so reserved for widow candidate shall be filled by other women candidate and in the event of non-availability of eligible and suitable women candidates, the vacancies so reserved for them shall be filled up by male candidates and such vacancies shall not be carried forward to the subsequent year and the reservation shall be treated as horizontal reservation i.e. the reservation of women candidate shall be adjusted proportionally in the respective category to which the women candidate belong.”

²⁵Substituted for the words “both merit and seniority-cum-merit and not by seniority cum” Vide Notification No. F. 7(6) DOP/A-II/75 III dated 31-10-74 effective from the date of publication in Gazette

²⁶ Substituted by notification no. F. (8) DOP/A-II/2008 dated 28-08-2009.

²⁷ Substituted vide notification no. F.7 (2) DOP/A-II/88 Pt.1 dated 21-09-2007.

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

(2) In calculating the actual 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 to correspond with the proportion laid down in each of the services Rules by given precedence to promotion quote over direct recruitment quote e. g. where the appointment by direct recruitment and promotion is in the percentage of 75 and 25, respectively, the cycle shall run as follows:-

- | | |
|-----------------------------|---------------------------|
| 1. By promotion, | 2. By direct recruitment, |
| 3. By direct recruitment | 4. By direct recruitment, |
| 5. By promotion, | 6. By direct recruitment, |
| 7. By direct recruitment, | 8. By direct recruitment, |
| 9. by promotion. And so on, | |

10²⁹. "Nationality: - A candidate for appointment to the service must be,-

²⁸ Substituted for 9. *Determination of vacancies*:- Subject to the provisions of these Rules Government shall determine the number of vacancies which shall be filled up during a year. Vide Notification No. F. 7(1) DOP/A-II/73 dated 16-10-73.

²⁹ Substituted for "10. Nationality :-A candidate for appointment to the Service must be:-

(a) a citizen of India, or

- (a) a citizen of India, or
- (b) a subject of Nepal, or
- (c) a subject of Bhutan, or
- (d) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or
- (e) a person of India origin migrated from Pakistan, Burma, Shri Lanka, and East African Countries, of Kenya, Uganda and the United Republic of Tanzania (formally Tanganyika and Zanzibar) *Zambia Malawi Zairo and 'Ethiopia.

- (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 Inserted vide Notification No. F. 7 (4) DOP/A-II/7 dated 4-6-1977.

(f) a person of Indian origin who has migrated from Pakistan, Burma, Ceylon and East African countries of Kenya, Uganda and United Republic or Tanzania (formerly Tanganyka and Zanzibar) with the intention or 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 has been given by the Government of India and if he belong 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 Government , "Vide Notification No. F.7 (4)D.O.P./All/76 dated 7-9-76.

With the intention of permanently settling in India: Provided that a candidate belonging to categories (b), (c), (d), and (e) shall be a person in whose favour a certificate of eligibility has been issued by the ³⁰Government in the Department of Home affairs and Justice after proper verification.

10(A)³¹ "Notwithstanding anything contained in these Rules provision regarding eligibility for recruitment to the service with regard to Nationality, age-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 shall be regulated by such orders or instructions as may be issued by the state Government from time to time and the same shall be regulated *mutatis mutandis* according to the instruction issued in the subject by the Government of India."

11³². Age- (1) A candidate for direct recruitment to the post of Deputy superintendent in the services, must have attained the age of 21 years and must have not attained the age 33³³ years on the first day of the first day of January next following the last date fixed for receipt of application.

³⁰ Substituted the expression "Government of India" vide notification no. F.7(2)DOP/A-II/2002 dated 17-02-2003 & deleted " A candidate in whose case a certificated of eligibility is necessary may be admitted to an Examination or interview conducted by the commission or other recruiting authority and he may also provisionally be appointed subject to the necessary certificate being given to him by the Government."

³¹ Added Vide Notification No. F.7 (5) D.O.P./All/76 dated 20-6-77.

³² Substituted for Rule No. 11, (1) " A candidate for recruitment to the post of Deputy Superintendent who is not serving as a Jailor must have attained the age of 21 and must not have attained the age of 27 on the first day of the January following the date of application Vide Notification No. F. 1 (25) Apptts. (A-II0/69, dated 3-6-1970.

³³ Substituted for word "32 year" with"33 years" with effect from 25-01-1990 vide notification no. F.7 (2) DOP/ A-II /84 dated 20-03-1990. In previous the "32 years"

Provided:-

- (i) That the upper age limit for a candidate of a Scheduled Caste or Scheduled Tribes shall be [raised by five years].³⁴
- (ii)³⁵ That the upper age limit for Jagirdars including Jagridars, sons who did not have any sub-Jagir for their subsistence shall be forty years.

Note: - This relaxation remain in force for a period ending 1st January 1964.

(2)³⁶ Deleted

(iii)³⁷ That the upper age limit for the reservists, namely the defence service personnel transferred to the service, shall be 50 years

(iv)³⁸ That the upper age limit for the political sufferers shall be 40 years till the 31st December, 1964.

Explanation: - The expression "political sufferer" for the purposes of this rule shall have the meaning assigned to it under clause (iii) of Rule 2 of the Rajasthan Political Sufferers Aid Rules, 1959, published in Part IV (c) of Rajasthan Gazette dated 18th June, 1959.

(v)³⁹ That the upper age limit mentioned above shall be relaxable by a period equal to the service rendered in the N.C.C. in the case of Cadet Instructors and if the resultant age does not exceed the prescribed maximum age limit

substituted with "28 Years" vide notification no. F.7(2)DOP/A-II/84 dated 25-02-1985

³⁴ Substituted for the words "32 year Vide Notification No. F. 1 (125) Apptts (A-II/69/ dated 3-6-1970.

³⁵ Inserted Vide Notification No. F. 3 (9) Apptts (d) 59 dated 5-8-59.

³⁶ Deleted vide notification no. F.7(2)DOP/A-II/84/Pt dated 30-04-2001

³⁷ Added Vide Notification No. F. 3 (4) Apptts (C)/58, dated 27-8-1962.

³⁸ Added Vide Notification No. F. 1 (16) Apptts. (A-II)/62, dated 31-5-1963.

³⁹ Added Vide Notification No. F. 1 (10) Apptts (A-II)/66, dated 11-4-1967 and corrigendum of even No. dated 15-12-1971

by more than three years, they shall be demand to be within the prescribed age limit.

(VI)⁴⁰ " notwithstanding anything contained contrary in these Rules in the case of persons saving in connection with the affairs 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."

(vii)⁴¹ That the upper age limit mentioned above shall not apply in the case of ex-prisoner who had served under the Government on a substantive basic on any post before this convocation and was eligible for appointment under the Rules:

(viii)⁴² That in the case of other ex-prisoner the upper age 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 eligible for appointment under the Rules.

(ix)⁴³ " that the released Emergency Commissioned Officers and Short Service Commissioned Officers after released from the Army shall be deemed to be within the 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 to their joining the commission in the Army."

(X)⁴⁴ "that there shall be no age limit in the case of widows and divorcee women.

(Xi)⁴⁵ Deleted

⁴⁰ Inserted Vide Notification No. F. 7(8) DOP /A-II/24 dated 31-12-74 and corrigendum dated 25-7-75 effective from 28-10-74.

⁴¹ Added Vide Notification No. F. 5(6) D O P /A-II 74 dated 18-4-75 effective from 28-8-61.

⁴² Added Vide Notification No. F. 5(6) D O P /A-II 74 dated 18-4-75 effective from 28-8-61.

⁴³ Inserted Vide Notification No. F 7(2) D O P/A-II/75 dated 20-9-75.

⁴⁴ Added vide notification no. F.7(2)DOP/A-II/84 dated 18-12-1987

⁴⁵ Deleted vide notification no. F.7 (2) DOP/A-II/93 Pt. Dated 25-02-2000.

(Xii)⁴⁶ "the upper age limit mentioned above shall be relaxed by 5 years in the case of candidate belonging to the ⁴⁷Backward Classes and Special Backward Classes."

(Xiii)⁴⁸ "the upper age limit mentioned above shall be relaxed by 10 Year in the case of women candidate belonging the Scheduled Casts, Scheduled Tribes and the ⁴⁹Backward Classes and Special Backward Classes and in the case of ⁵⁰women candidate belonging to General Category and Economically backward classes the upper age limit shall be relaxed by 5 Years."

Explanation:- That in the case of widow, she will have to furnish a certificate of death of her husband from the Competent Authority and in case of divorcee she will have to furnish the proof of divorcee."

12. **Character:** - The character of a candidate for direct recruitment must be such as to qualify him for employment in the service. He must produce a certificate of good character from the Principal, Academic Officers of the University, college or school, in which he was last educated and two such certificate written not more than six month prior to the date of application from two responsible persons not connected with his School College or University and not related to him.

Note: - (1) A conviction by a court of law need not of itself involve the refusal of a certificate of good character. The circumstances of the conviction should be taken into account and if they involve no moral turpitude or association with crimes of violence or with a movement which has as its object the overthrow by violent means of Government as by law established, the more conviction need not be regarded as a disqualification.

⁴⁶ Added vide notification no. F.7 (2) DOP/A-II/93 Pt. Dated 25-02-2000.

⁴⁷ Substituted vide notification no. F.7 (8) DOP/A-II/2008 dated 28-08-2009.

⁴⁸ Added vide notification no. F.7(2)DOP/A-II/84/Pt dated 30-04-2001

⁴⁹ Substituted vide notification no. F.7 (8) DOP/A-II/2008 dated 28-08-2009.

⁵⁰ Substituted vide notification no. F.7 (8) DOP/A-II/2008 dated 28-08-2009.

(2)⁵¹ Ex-prisoners by their disciplined life while in prison and by their subsequent good conduct, have proved to be completely reformed should not be discriminated, against no grounds of the previous conviction for purpose of employment in the service. Those who are convicted of offences not involving moral turpitude shall be deemed to have been completely reformed on the production of a report to that effect from the Superintendent, Aftercare home or if there are no such homes in a particular district, from the Superintendent of police of that district. Those convicted of offences involving moral turpitude shall be required to produce a certificate from the Superintendent, After care home endorsed by the Inspector General of prisons to that effect that they are suitable for employment as they have provide to be completely reformed by their disciplined life while in person and by their subsequent good conduct in an after-care Home.

13⁵². 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 with the efficient performance of his duties as a member of service and if selected must produce a certificated to that effect from a Medical Authority notified by the Government for the purpose. The appointing authority may dispense with production of such certificated in the case of candidate promoted in the regular line of promotion, who is already serving in connection with the affair of the state if he has already been medically examined for the previous appointment and the essential standards of medical examination

⁵¹ Inserted Vide Notification No. F. 1 (4) Apptts. (A-II)/60 dated 28-6-1961

⁵² Substituted for "13. . **Physical Fitness.** - A candidate for direct recruitment to the service, must be 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 state Government for the purpose" Vide Notification No. F. 7 (2) DOP /A-II/74 dated 5-7-1974.

of the two posts held by him to be comparable for efficient performance of duties of the new posts and his age not reduced his efficiency for the purpose.

13 A⁵³.- *Employment of irregular or improper means:-* A candidate who is or has been declared by the Commission/Appointing-Authority guilty of impersonation or of submitting fabricated documents, which have been tampered with or of making statements which are incorrect or false or of suppressing material information or using or attempting to use unfair means in the examination or interview or otherwise resorting to any other irregular or improper means for obtaining admission to the examination or appearance at any interview, shall in addition to rendering himself liable to criminal prosecution, be debarred either permanently or for a specified period-

- (a) by the Commission/Appointing Authority from admission to any examination or appearance at any interview held by Commission/Appointing Authority for selection of candidates; and
- (b) by the Government from employment under the Government

14. *Qualifying service for promoting:* - No person shall be appointed to the service by promotion unless he has served as a Jailor or Factory⁵⁴ supervisor for a continuous period of 5 years including period of officiating service preceded by continuous service or some equivalent or lower post in the Jail Department of Government for a period of 5 years excluding period in Class IV Service.

15. *Canvassing:* - 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 others means may disqualify him for recruitment.

PART IV – Procedure for Direct Recruitment

⁵³ Added Vide Notification No. F. 1 (33) Appts. (A-II)63, dated 26-8-1965

⁵⁴ Substituted for the word 'Factory Manager' Vide Notification No. 4 (5) (5) Home/II/53, dated 15-5-1973.

16. *Inviting of applications:-* (1) Application for recruitment to the service shall be invited by the Commission, by advertising the vacancies to be so filled in the Rajasthan Gazette or⁵⁵ in such other manner as they may deem fit.

⁵⁶The advertisement shall contain a clause that a candidate who accepts the assignment on the post being offered to him /her shall be paid monthly fixed remuneration at the rate fixed by the State Government from time to time during the period of probation and the scale of pay of the post as shown else-where in the advertisement shall be allowed only from the date of successful completion of the period of probation mentioned in the respective Recruitment Rules:

(2)⁵⁷ Subject to the provisions of these Rules the Commission may in the case of recruitment to the post of Deputy Superintendent of jails, issue along with the notice or in such other manner, as they may deem fit such instructions for the guidance of the candidates as they may deem necessary, giving information on the following details:-

- i. Number of vacancies of the post of Deputy Superintendent of Jails to be filled by recruitment through the Competitive Examination indicating the number of vacancies reserved for candidates of Scheduled Castes and Scheduled Tribes;
- ii. date of submission of application to appear at the examination And method of submission;
- iii. qualifications required for candidates and the methods by which these qualifications shall be established;
- iv. date and place of examination;
- v. syllabus of the examination, which shall be the same as that laid down under the Rajasthan Police Service Rules, 1954;

⁵⁵ Substituted for the word "and" Vide Notification No. F.9 (24)D.O.P./All/72 dated 4-6-1973.

⁵⁶ Added vide notification no. F. () DOP/A-II/2005 dated 20-01-2006.

⁵⁷ Inserted Vide Notification No. F. 21 (22) Apptts. C/54 dated 19-5-62.

⁵⁸Provided that while selecting candidates for the vacancies so advertised, the Commission may, (i) if intimation of additional requirement is sent to the Commission before the selection and (ii) if suitable persons are available, keep on their reserve list more candidates whose number shall not exceed 50% of the advertised vacancies. ⁵⁹ The names of such candidates may, on requisition, be recommended in the order of merit to the Appointing Authority within six months from the date on which the original list is forwarded to the Appointing Authority.

17.⁶⁰ *Form of Application:* — The application shall be made in the form prescribed by the Commission and obtainable from the Secretary to the Commission on payment of such fee as the Commission may from time, prescribe."

18.⁶¹ *Examination Fee:* —A candidate for direct recruitment to a post in the Service must pay to the Commission such fees as are fixed by them,

18⁶² A. — (1) No candidate shall be admitted to the examination unless he holds a certificate of admission granted by the Commission. Before granting such certificate the Commission shall satisfy themselves in each case that application has made strictly in accordance with the provisions of these Rules.

⁵⁸ Added vide Notification No. F. 3 (12) Appts. /D/59, dated 22-6-60.

⁵⁹ Substituted for the words "The names of such candidates may be recommended on requisition to the appointing authorities within six months from the date of interviews." Vide Notification No. F. 1(27) Appts/ All/69 dated 13-12-73.

⁶⁰ Substituted for "17. *Form of Application:*-The applications shall be made in the from+ [approved] by the Commission, and obtainable from the Secretary to the Commission on payment of such fees as the Commission may from time to time + [fix]." Vide Notification No. F (2) D.O.P/A II/73 dated 5-11-73.

⁶¹ Substituted for Rule 18. 'Examination Fee-A candidate for direct recruitment by Competitive Examination to the post of a Deputy Superintendent of Jails, shall pay the fees fixed by the Commission in such manner as may be indicated by them, Vide Notification No. F. 1 (2) Apptt/D/60, dated 21-6-1962.

⁶² Added Vide Notification No. F. 21 (22) Appts./C/54, dated 19-5-1962.

Provided that the Commission may at their discretion allow any *bonafide* mistake made in the filling of the approved form or presentation of the application to be rectified or any certificate or certificates not furnished with the application to be furnished with reasonable time before the commencement of the examination.

(2) The number of chances which a candidate appearing at the examination can avail of except those belonging to Scheduled Castes/Scheduled Tribes shall be restricted to two.

(3) The decision of the Commission as to the eligibility or otherwise of a candidate for admission to the examination, shall be final.

18 ⁶³B. —*Personality and viva-voce examination*-The Commission shall call for interview such candidates who have obtained a minimum of 35% marks in each of the compulsory subjects and an aggregate of 45% or over of the total marks for the written test and shall award marks to each candidate, interviewed by them. In interviewing the candidates besides awarding marks in respect of character, personality address and physique, marks shall also be awarded for the candidate's proficiency in a Rajasthan dialect and his knowledge of social customs of Rajasthan. The marks so awarded shall be added to the marks obtained in the written test by each such candidate.

19. *Scrutiny of Application.*- The Commission shall scrutinise the applications received by them and require as many candidates qualified appointment under these Rules as seem to them desirable to appear before them for interview.

20. *Recommendation of the Commission.*—(1) In the case of direct recruitment to the post of ⁶⁴ Superintendent of Jail Industries, the Commission shall prepare a list of the candidates whom they consider suitable for appointment to the Service arranged in order of preference and forward the same to Government.

(2) In the case of direct recruitment to the post of Deputy Superintendent of Jails, the Commission shall prepare a list of the candidates recommended by them for direct

⁶³ Added vide Notification No. F. 21 (22) Appts./C/54, /dated 19-5-1962.

⁶⁴ Substituted for the words "Director of Jail Industries "Vide Notification No. F 4 (5) Home II/53 dt. 15-5-73.

recruitment in order of their proficiency as disclosed by their aggregate marks. If two or more of such candidates obtain equal marks in the aggregate, the Commission shall arrange them in order of merit on the basis of their general suitability for Services;

⁶⁵ "Provided that for the posts which are to be filled through Combined Competitive Examination under the Rajasthan State and Subordinate Services (Direct Recruitment by Competitive Examination) Rules, 1962, the Commission may, on requisition, recommend, in the order of merit, further names in addition to the advertised vacancies a against additional vacancies intimated to them by the Government or the Appointing Authority, as the case may be, before the final result of the Competitive Examination is declared by the Commission."

20⁶⁶A "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 doing so exempt any female candidate from the operation of this rule.

(3)⁶⁷ Deleted.

⁶⁵ Substituted for "Provided that the Commission, may to the extent 50% of the advertised vacancies keep names of suitable candidate on the reserve list. The names of such candidates may, on requisition be recommended in the order of merit to the Government within six months from the date on which the original list is forwarded by the Commission to the Government." Vide Notification No, F.5 (7) DOP/A-II/76 dt. 24-12-76.

⁶⁶ Inserted Vide Notification No. F. 7 (3) DOP/A-II/76 dated 21-5-76.

⁶⁷ Deleted "(3) 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

(4)⁶⁸ "No married candidate shall be eligible for appointment to the service if he/she had at the time of his/her marriage accepted any dowry;

(5) ⁶⁹"No candidate shall be eligible for appointment to the service who has more than two children on or after 1.6.2002.

(6) ⁷⁰Provided also that while counting the total number of children of candidate, the child born from earlier delivery and having disability shall not be counted.

Provided that the candidate having more than two children shall not be deemed to be disqualified for appointment so long as the number of children he/she has on 1st June, 2002 does not increase.

undergone sterilization or in the case of a female candidate she is above 45 years of age.

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

Explanation :—(i) For the 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 produce 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." Vide Notification No. F.7 (3) DOP/A-II/76 dated 15-2-77.

⁶⁸ Inserted Vide Notification No. F. 15 (9) DOP (A-II) /74, dated 5-1-77.

⁶⁹ Substituted vide notification no. F.7 (1) DOP/A-II/95 dated 08-04-2003 for "NO candidate shall be eligible for appointment to the services who has more than two children on or after 1-6-2002.

Provided that where a candidate has only one child from earlier delivery but more than one child are born out of a single subsequent delivery, the children so born shall be deemed to be one entity while counting the total number of children." which added vide notification no. F-7(1) DOP/A-II/95 dated 20-06-2001 earlier.

⁷⁰ Added vide notification no. F.7(1)DOP/A-II/95/Pt.II dated 24-02-2011

Provided further that where a candidate has only one child from earlier delivery but more than one child are born out of a single subsequent delivery, the children so born shall be deemed to be one entity while counting the total number of children."

Explanation:—

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

21. Selection by Government:—Subject to the provisions of rule 8 & 8A⁷¹ Government shall select the candidate who stand highest in order of merit in the list prepared by the Commission under rule 20 provided that it is satisfied after such enquiry as may be considered necessary, that such candidates are suitable in all other respects for appointment to the service.

21⁷² A. Medical Examination Fee:—Candidates, who are required to appear before the medical Board, shall pay to the President of the Medical Board, a non-refundable fee of Rs. 16/- before the medical examination is held.

PART V Procedure for recruitment by promotion

22. Criteria for Selection:—(1) For purposes of recruitment by promotion, a selection strictly on ⁷³[seniority-cum-merit] shall be made from among the Jailors or ⁷⁴ Factory supervisor as the case may be, who are eligible for promotion under the provisions of these Rules ⁷⁵ on the first day of the month of April of the year of selection.

"*Explanation*⁷⁶: — 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

⁷¹ Inserted vide Notification no. F.7(2)DOP/A-II/93 dated 24-05-1994

⁷² Added vide Notification No. F. 21 (22) Appts /C/54, dated 19-5-1962.

⁷³ Interested Vide Notification No F. 1(6) Appts./D/60, dated 31-8-60.

⁷⁴ Interested Vide Notification No F. 1(4) D.O.P. /A II/73, dated 13-6-74.

⁷⁵ Interested Vide Notification No F. 7(I) Karmik/Ka II/75 dated 20-9-75 effective from the date of publication in Rajasthan Raj. Patra.

⁷⁶ Interested Vide Notification No F. 7 (I) DOP. I. /A.-II/ 74 dated 5-7-74.

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."

⁷⁷No officer shall be considered for promotion unless he is substantively appointed and confirmed on the next lower posts. 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 they would have been had they been substantive on the said lower posts."

(2) [Deleted]

23. Procedure for selection:—(1) As soon as it is decided that a vacancy in Service will be filled by promotion, the Inspector General shall prepare a list of all the Jailors of Factory Supervised as the case may be, eligible for promotion to the service under the provisions of these Rules, and shall forward it together with the character roll, the personal file and a statement of particulars in triplicate in the form given in Schedule III of each candidate included in the list, to Government ⁷⁸[Deleted].

⁷⁷ Deleted "(2) In selecting the candidates for promotion regard shall be had to their :—

- a) academic qualification technical knowledge and experience;
- b) Personality and character;
- c) Tact, intelligence and energy;
- d) Ability to express themselves clearly;
- e) Integrity; and
- f) Previous record of service" vide Notification No. F. 1(6) Apptts, (D)/60 dated 14-12-1965.

⁷⁸ Deleted the words "who shall forward it to the Commission" Vide Notification No. F. 2/ (22) Apptts./C/54, dated 19-5-1962.

(2)⁷⁹ A Committee consisting of the Chairman of the Commission, or a member there of nominated by the Chairman, as Chairman, the Secretary to the Government in the Home Deptt., the Special Secretary to the Government in Department of Personnel or his representative not below the rank of Deputy Secretary, and the Inspector General ⁸⁰ shall consider the cases of all the persons included in the lists interviewing such of them as they may deem necessary, and shall select a number of candidates up to twice the number of vacancies likely to be filled by promotion and arrange their names in a list in order of seniority. The Deputy Secretary to the Government in the Home Department shall be non-Member-Secretary.

⁸¹Provided that in case any Member or Member- Secretary, as the case may be, constituting the Committee has not been appointed to the post concerned, the officer holding charge of the post for the time being shall be the Member or Member-Secretary, as the case may be, of the Committee.

⁷⁹ Substituted for the words "(2)The Commission shall consider the case of all the candidates included in the list sent by the Govt. interviewing such of them as they consider necessary, and shall select a number of candidates considered suitable. During such selection the Commission shall associate the Inspector General of Prisons and the Secretary to Government in the Home Department with its deliberations.

(3) The names of candidates whom the Commission consider suitable shall be entered in a list which shall be forwarded to Government.

(4) The final selection shall be made by Government and the names of candidates considered suitable for promotion shall be arranged in order of their seniority as Jailors or Factory Managers as the case may be, Vide Notification No. F. 21 (22) Appts./C/ 54. dated 19-5-1962.

⁸⁰ Deleted the words "of Jails" Vide Notification No. F. 4 (5) (5) (HB) Gr. II/63, dated 30-10-1965.

⁸¹ Added vide notification no. F.7 (5) DOP/A-II/78 dated 21-12-1978 & deemed to have been effect from the 7th day of March, 1978.

(3) The lists prepared by the Committee shall after approval by the State Government, be forwarded to the Commission together with the Confidential Rolls, Personal Files and other particulars of the candidates included in the lists and also of those superseded, if any, and the Commission shall be requested to advise on their suitability for appointment to the Service.

(4) The Commission shall arrange the names of the Candidates approved by them in the order of seniority and shall forward the same to the State Government who shall make appointment in the same order.

23-A ⁸²Criteria, Eligibility and Procedure for Promotion :- (1) As soon as the Appointing Authority determines the number of vacancies under rule 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 the provisions of sub-rule (6), prepare a correct and complete list of the senior most persons who are eligible and qualified under these rules for promotion on the basis of merit to the class of posts concerned.

(2) The persons enumerated in the relevant column regarding post from which promotion is to be made, of the 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 qualification and experience on the first day of the month of April of the year of selection as specified in the relevant column regarding minimum qualification and experience for promotion.

(3) No person shall be considered for first promotion in the service unless he is regularly selected on the post from which promotion is to be made in accordance with one of the methods of recruitment prescribed under the provisions of these rules.

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 method of recruitment and have been appointed by direct recruitment first, shall also be considered for promotion.

⁸² Substituted vide notification no. No. 7(5) DOP/A-II/2002 dated 23-07-2003.

(4) No persons shall be considered for five recruitment years from the date on which his promotion became due, if he/she has more than two children on or after 1st June, 2002.

Provided that,-

(i) the persons having more than two children shall not be deemed to be disqualified for promotion so long as the number of children he/she has on 1st June, 2002 does not increase.

(ii) where a Government servant has only one child from the earlier delivery but more than one child are born out of a single subsequent delivery, the children so born shall be deemed to be one entity while counting the total number of children.

(5) Selection for promotion on the post included in the service shall be made on the basis of seniority-cum-merit.

Provided that promotion on the highest post in the state service if it is at least third promotion shall be made on the basis of merit alone.

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

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

<u>Number of vacancies</u>	<u>Number of eligible persons to be considered</u>
(a) for one vacancy	five eligible persons
(b) for two vacancy	eight eligible persons
(c) for three vacancy	ten eligible persons
(d) for four or more vacancy	three times the number of Vacancies.

(ii) where, the number of eligible persons for promotion to higher post is less than the number specified above, all the persons so eligible shall be considered.

(iii) where, adequate number of the candidates belonging to the Scheduled Castes or the Scheduled Tribes, as the case may be, are not available within the zone of consideration specified above, the zone of consideration may be extended upto seven times the number of vacancies and the candidate belonging to the Scheduled Castes or the Scheduled Tribes, as the case may be (and not any other) coming within the extended zone of consideration shall also be considered against the vacancies reserved for them.

(iv) for any post in the service:

(a) If promotion is from then one categories of posts in the same pay scale, eligible persons up to two in number from each category of posts in the same pay scale shall be considered for promotion;

(b) If promotion is from then one categories of posts carrying different pay scales, eligible persons in the higher pay scale shall be considered for promotion first and if no suitable persons is available for promotion on the basis of merit or seniority cum merit, as the case may be, in the higher pay scale then only the eligible persons of other categories of posts in lower pay scales shall be considered for promotion and so on and so forth. The zone of consideration for eligibility in this case shall be limited to five senior most eligible persons in all.

(7) Except as otherwise expressly provided in this rule, the conditions of eligibility for promotion, constitution of the committee and procedure for selection shall be the same as prescribed elsewhere in these rules.

(8) The Committee shall consider the cases of all the senior most persons who are eligible and qualified for promotion to the class of post(s) concerned under these rules and shall prepare a list containing names of the persons found suitable on the basis of seniority-cum-merit or on the basis of merit, as the case may be, as per the criteria for promotion laid down in these rules. The list so prepared on the basis of seniority-cum-merit and / or on the basis of merit, as the case may be, shall be arranged in the order of seniority of the category of post(s) from which selection is made.

(9) The Committee may also prepare a list on the basis of seniority-cum-merit or on the basis of merit, as the case may be, as per the criteria for promotion laid down in

these rules, containing names of persons not exceeding the number of persons selected in the list prepared under sub-rule (8) above to fill temporary or permanent vacancies, which may occur subsequently. The list so prepared on the basis of seniority-cum-merit or on the basis of merit shall be arranged in the order of seniority in the category of the posts from which selection shall be made. Such a list shall be reviewed and revised by the Committee that meets in the subsequent year and that such list shall remain in force till the end of the last day of the year for which the meeting of the committee is held.

(10) Lists prepared under sub-rule (8) and (9) shall be sent to the Appointing Authority together with Annual Confidential Reports/Annual Performance Appraisal Reports and other Service Record of all the candidates included in the Lists as also of those not selected, if any.

Explanation:- For the purpose of selection for promotion on the basis of merit, no persons shall be selected if he does not have "outstanding" or "very good" record of at least four out of seven years preceding the year for which the meeting of the committee is held.

(11) If in any subsequent year, after promulgation of these rules vacancies relating to any earlier year are determined under these rules which were required to be filled on by promotion, the committee shall consider the cases of all such persons who would have been eligible in the year to which the vacancies relate irrespective of the year in which meeting of the committee is held and such promotion shall be governed by the criteria and procedure for promotion as was applicable in the particular year to which the vacancies related and Service/ Experience of an incumbent who has been so promoted, for promotion to higher post for any period during which has not actually performed the duties of the posts to which he would have been promoted, shall be counted. The pay of a person who has been so promoted shall be re-fixed at the pay which he would have derived at the time of his promotion, but no arrears of pay shall be allowed to him.

(12) The Government or the Appointing Authority may order for the review of proceedings of the Committee held earlier on account of some mistake or error apparent on the face of record, or on account of a factual error substantially affecting the decisions of the Committee or for any other sufficient reasons e.g. change in seniority, wrong

determination of vacancies, judgment/direction of any court Tribunal, or where of adverse entities in the Confidential Reports of an individual are expunged or toned down or a punishment inflicted on him is set aside or reduced. The concurrence of the Department of personnel and the Commission (where commission is associated) shall always be obtained before holding the meeting of the review committee.

(13) Where consultation with the Commission is necessary the lists prepared by the Committee shall be forwarded to the Commission by the Appointing Authority along with the Personal Files and Annual Confidential Rolls /Annual Performance Appraisal Reports of all the persons whose names have been considered by the Committee.

(14) The Commission shall consider the lists prepared by the Committee along-with other relevant document 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 of the changes proposed by it. After taking into accounts the comments of the Commission, if any, the Appointing Authority may approve the lists finally with such modifications, as may in its option, 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.

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

(16) The Government may issue instruction for provisionally dealing with the promotions, appointments or other ancillary matters in an equitable and fair manner of persons 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.

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

⁸³(18) Provided also that while counting the total number of children of a candidate, the child born from earlier delivery and having disability shall not be counted.

⁸⁴23 AA: - "Restriction of promotion of persons forgoing promotion. In case a person, on his appointment by promotion to the next higher post either on the basis of urgent temporary appointment or on regular basis on the recommendations of the Departmental promotion Committee, forgoes such an appointment, he shall be considered again for appointment by promotion only after a period of one year (both on the basis of urgent temporary appointment or on regular basis on the recommendations of the Departmental Promotion Committee)".

PART VI - Appointment, Probation and confirmation

24. *Appointment to the services*:- Appointment to the services shall be made by Government on the occurrence of substantive vacancy in the Cadre of Service by selection of candidate in the manner prescribed in rules 21 and 23 (4) from the list prepared by the commission under Rule 20 and 23 (3).

²⁵⁸⁵. Appointment (Including in an officiating/temporary capacity) to senior post shall be made by the Government from amongst member of service ⁸⁶ in accordance with

⁸³ ⁸³ Added vide notification no. F.7(1)DOP/A-II/95/Pt.II dated 24-02-2011

⁸⁴ Added vide notification F.15 (16) DOP/A-II/80 dated 30-11-1981.

⁸⁵Substituted for "25 *Appointment to senior Posts*:- Substitutive Appointment to the Post to Superintendent Grade II, Superintendent Grade I and Inspector General shall be made by Government by grade promotion from among member of the Service excluding the Director of Jail Industries, on the bases of seniority-cum-merit.

The committee appointed under Rule 23 shall examine the cases of members of the service eligible for promotion to senior posts and make recommendations to the State Government provided.

(1) that no member of the services shall be eligible for such appointment to a post of a Superintendent Grade II unless he has served for atleast six year as a Deputy Superintendent Services on corresponding post under the

selection having been made on the basis of seniority cum-merit ⁸⁷ and merit in accordance with Rule 23 and 23 (A) on the recommendations of a committee which shall consist of the following officers:-

- | | |
|--|-------------|
| (1) Chairman, Rajasthan Public Service Commission or a member nominated by him. | Chairman |
| (2) Special Secretary to Government in Department of Personnel or his nominee not below the rank of a Deputy Secretary | Member |
| (3) Secretary to Government in the Home Department | Member |
| (4) Inspector General of Prisons, Rajasthan | Member-Secy |

The Committee shall consider the cases of persons eligible for promotion by examining their Confidential Rolls and Personal Files interviewing such of them as they

administrative control of the Government of a covenanting State of Rajasthan shall count as services as Deputy Superintendent; and

(2) that if Government is satisfied, in consultation with the commission, that no suitable officer is available from the service for the post of Inspector General, an officers of the I.A.S./R.A.S. or an officers on contract or deputation from the Government of India or any other State Government or by reemployment of a retired member of the Services may be appointed, provided that such appointment shall not be made for a period exceeding 2 years without obtaining the concurrence of the commission. Vide Notification No. F. 1. (4) Appts (A-II)/62, dated 22-11-1962.

⁸⁶ Inserted Vide Notification No. F. 7 (6) D.O.P./A-II/74 dated 15-10-74. Effective from 15-1-1973.

⁸⁷ Added Vide Notification No. F. 1 (6) Appts (D)/59, Part III dated 31-5-1968(effective from 28-8-1966).

deem necessary and shall select a number of candidates equal to the number of vacancies likely to be filled by promotion.

(i) [Deleted]⁸⁸.

(ii) that if Government is satisfied, in consultation with the Commission, that no suitable officer is available from the Service for the post of Inspector General, an officer of the I.A.S./R.A.S. or an officer on contract or deputation from the Government of India or any other State Government or by re-employment of a retired member of the Service may be appointed; provided that such appointment shall not be made for a period exceeding 2 years without obtaining the concurrence of the Commission.

(iii) that Government may fill a vacancy in the senior grade temporarily by a appointing thereto for a period not exceeding six months in an officiating capacity any member of the Service who is eligible for such appointment under these Rules.

(iv)⁸⁹ that where the selection is to be made for the post of Inspector General of Prisons the Secretary to the Government in the Home Department shall work as Member Secretary to the Committee and the Inspector General of Prisons shall not be a member of the Committee.

⁹⁰Provided that in case any Member or Member-Secretary, as the case may be, constituting the Committee has not been appointed to the post concerned, the officer

⁸⁸ Deleted Proviso "(i) that no member of the Service shall be eligible for such appointment to a post of Superintendent Grade II unless he has served for at least six years as a Deputy Superintendent, Service on a corresponding post under the administrative control of the Government of a covenanting State of Rajasthan shall count as service as Deputy Superintendent. Vide Notification No. F 4 (5) (5) H (B) Gr-II/63, dated 30-10-1965.

⁸⁹ Added Vide Notification No. F 4(5) (5) HB/GR-II/65, dated 2-1- 1971.

⁹⁰ Added vide notification no. F.7 (5) DOP/A-II/78 dated 21-12-1978 & deemed to have been effect from the 7th day of March, 1978.

holding charge of the post for the time being shall be the Member or Member-Secretary, as the case may be, of the Committee.

25(A)⁹¹ "Notwithstanding anything contained in rule specified in Column 3 of the Schedule, the Released Emergency Commissioned Officers or Short Service Commissioned Officers who have been appointed to the Service in accordance with the Rajasthan Civil Services (recruitment of Released Emergency Commissioned Officers and Short Service Commissioned Officers) Rules, 1968 and who have not put in the requisite period of service or experience as required in these rules for appointment by promotion to higher posts shall be considered for promotion for such higher posts if:----

- (i) They have successfully completed the period of probation; and
- (ii) the total service reckoned from the deemed date of their appointment is not less than the period of service required for promotion to higher posts .

Note:---"Deemed date of appointment" in relation to a Released Emergency Commissioned Officer shall be the date of his appointment in the Army as an Emergency Commissioned Officer or a Short Service Commissioned Officer."

26 ⁹² **URGENT TEMPORARY APPONTMENT:**

A vacancy in the service which cannot be filled in immediately either by direct recruitment or by promotion under the rules may be filled in by the Government or by 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

⁹¹ Inserted vide Notification No. F 15 (29) DOP / A-II/75 dated 13-10-1976.

⁹² Substituted for "26 **Emergent temporary appointment**.----A temporary vacancy in the Service may be filled by the Government by appointing thereto an officer eligible for appointment to the post by promotion :
Provided that no such appointment shall be continued beyond a period of one year without referring it to the commission for their concurrence and shall be terminated immediately on their refusal to concur. Vide Notification No. F. 1 (10) D.O.P./A-II/72 dated 16-2-73.

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 further that in respect of a Service or a post in a Service for which both the methods of recruitment have been prescribed the Government⁹³ or the Authority competent to make appointments as the case may be shall not fill the temporary vacancy by appointing a person eligible for direct recruitment unless no suitable person eligible for promotion is available.

"(2)⁹⁴ In the event of non-availability of suitable persons fulfilling the requirements of eligibility for promotion, Government may, notwithstanding the condition of eligibility for promotion required under sub rule (1) above, lay down general instructions for grant of permission to fill the vacancies on urgent temporary basics subject to such conditions and restriction regarding pay and their allowance as it may direct. Such appointments shall however, be subject to concurrence of the Commission as required under the sub-rule."

27. ⁹⁵ Seniority ⁹⁶"Seniority of persons appointed to the post enoadred in the service shall be determined from the date of appointment on the post after regular selection in

⁹³ Added vide corrigendum No. dated 17-3-1973.

⁹⁴ Inserted Vide Notification No. F. 7(7) DOP/A-11/75 dated 31.10.1975 effective from 6-1-59.

⁹⁵ Substituted for 27. *Seniority*. ----Seniority in the Service shall be determined by the date of the order of appointment to the Service Vide Notification No. F. 7(6) D.O.P. /A-II /73 dated 15-6-74.

⁹⁶ Substituted vide notification no. F.7(1)DOP/A-II/96 dated 10-10-2002 "Seniority of persons appointed to the lowest post of the Service or lowest categories of posts in each of the Group/ Section of the Service, as the case may be, shall be determined from the date of confirmation of such persons to the said post but in respect of persons appointed by promotion to other higher posts in the

accordance with the previous of these rules. Appointment on adhoc or urgent temporary basis shall not be deemed to be appointment after regular selection."

Provided (1) that the seniority *Inter se* of person appointed to the Service before the commencement of these Rules or who may be appointed to the Service as a result of the Re-organisatoin of State, shall continue as already fixed by Government, or as may future be fixed *ad-hoc* by Government subject to any modification, corrections or revisions which Government may, in future consider necessary.

(2) ⁹⁷ "That the persons selected and appointed as a result of a selection which is not subject to review and revision, shall rank senior to the persons who are selected and appointed as a result of subsequent selection.

Seniority *inter se* of persons selected on the basis of seniority cum merit and on the basis merit in the same selection shall be the same as in the next below grade.

(3) ⁹⁸ Deleted-----

(4) Deleted.⁹⁹

Service or other higher categories of posts in each of the Group/Section in the Service, as the case may be, shall be determined from the date of their regular selection to such posts/" Which substituted vide notification no. F-7(8) DOP /A-II/78 dated 20-07-1979.

⁹⁷ Substituted for (2) "that the persons selected and appointed as a result of a selection which is not subject to review and revision, shall rank senior to the persons who are selected, and appointed as a result of subsequent selection. Seniority *inter se* of persons selected on the basis of seniority cum-merit shall be the same as in the next below grade, except an case of continued officiation, on higher posts when it shall be in accordance with the length of continued officiation, provided that such officiation was not *ad-hoc* or fortuitous ." Vide Notification No. F. 7 (10) DOP A-II/77, dated 17-6-1978.

⁹⁸ Deleted (3) "that the seniority *inter se* 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 selection list irrespective of the period of continuous officiation,, Vide Notification No. F. 7 (10) DOP (A-II)/77, dated 17-6-1978.

(5) ¹⁰⁰Deleted.

28¹⁰¹ ¹⁰²"Period of Probation".--(1) A person entering the service by Direct Recruitment against a clear vacancy shall be placed as Probationer-trainee for a period of probation.

⁹⁹ Deleted vide notification no. F.7 (1) DOP/A-II/2002 dated 28-12-2002.

¹⁰⁰ Deleted vide notification no. F.7(3)DOP/A-II/2008 dated 25-04-2008.

"Provided that who has a candidate who has got the benefit of proviso inserted vide Notification No. F.7 (1) DOP/A-II/96 dated 01.04.1997 on promotion to an immediate higher post shall not be reverted and his seniority shall remain unaffected. This proviso is subject to final decision of the Hon'ble Supreme Court of India in writ Petition (civil) No. 234/2002 All India Enquiry Forum V/s Union of India and Others." which Inserted vide notification no. F.7 (1) DOP/A-II/2002 dated 28-12-2002.

¹⁰¹ Substituted for --28. *Probation*. -- All member of the Service shall on appointment, be placed on probation which shall be one year for the persons promoted and 2 years for persons recruited directly. During the period of probation, all members of the Service shall be required to pass such Departmental Examination and undergo such training including diploma course as Government may from time to time prescribe. "Vide Notification No. F.I (35) Karmik /Ka-II/74 dated 4-5-1977 effective from the date of publication in Gazette.

¹⁰² Substituted vide notification no. F.(1)DOP/A-II/2005 dated 20-01-2006 for "*period of probation*.---- (1) All persons appointed to the Service by direct recruitment against a substantive vacancy shall be placed on probation for a period of two years and those appointed to the service by promotion/Special Selection against a substantive vacancy shall be placed on probation for a period of one year."

Provide that----

(i) Such of them as have, previous to their appointment by promotion special selection or by direct recruitment against a substantive vacancy,

Provided that 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.

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

¹⁰³(3) The period spent as probationer trainee shall not be counted for experience and eligibility for promotion.

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 or a corresponding on higher post shall count towards the period of probation.

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 preceding 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 retirement.

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

¹⁰³ Added vide notification no. F.7 (2) DOP/A-II/2005 dated 13-06-2006.

28.A ¹⁰⁴ Confirmation in certain cases:- (1) Notwithstanding anything to the contrary

¹⁰⁴ Substituted vide notification no. F.2(4)DOP/A-II/79 dated 22-11-1984 "(a) Notwithstanding anything 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 bases 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 of a higher post under the same Appointing Authority or would have so worked but for his deputation or training, shall on the occurrence of permanent vacancies be entitled to be treated as confirmed if the same condition as are prescribed under the Rules for the conformation of a probationer are fulfilled subject to the quota prescribed under the Rules and in accordance with his seniority.

Provided that if the employee has failed to give satisfaction or has not fulfilled any of the condition prescribed for confirmation, such as passing of Departmental Examination, training or promotion cadre course etc. the aforesaid 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 fails to fulfill the prescribed conditions or fails to give satisfaction, he will be liable to be discharged from such post in the same manner as a probationer or reverted to his substantive or lower post, if any, to which he may be entitled:

Provided further 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 CR. 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 these cases.

contained in the proceeding rule a person appointed to a post in the Service temporarily or on officiating basis who, after regular recruitment by any one of the methods of recruitment prescribed under these rules, has not been confirmed, within service in case he is appointed by direct recruitment or within a period of one year's service in case he is appointed by promotion, shall be entitled to be treated as confirmed in accordance with his seniority, if:-

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 posts 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 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 eligible to be confirmed under this rule and they will be eligible to exercise an option whether they do not 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 exercised option in favour of confirmation under this rule and their lien of the previous post shall cease." which Substituted Vide Notification No. F. 7 (7) D.O.P. / A II / 74 dated 28-12-74.

- (i) The has worked on the post or higher post under the same Appointing Authority or would have so worked but for his deputation or training;
- (ii) The fulfils conditions as are prescribed under rule relating to confirmation subject to the quote prescribed under these rules; and
- (iii) permanent vacancy is available in the Department.

(2) If an employee referred to in sub-rule (1) above fails to fulfill the conditions mentioned in the said sub-rule, the period mentioned in sub-rule (1) above, may be extended as prescribed for a probation or under the Rajasthan. Civil Service (Departmental Examinations) Rules, 1959 and any other rules or by one year, which- ever is longer. If the employee still fails to fulfill the conditions mentioned in sub-rule (1) above, he will be liable to be discharged or terminated from such post in the same manner as a probationer or reverted to his substantive or lower post, if any, to which he may be entitled.

(3) The employee referred to in sub-rule (1) above, shall not 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 of service.

(4) The reasons for not confirming of any employee referred to in sub-rule (1) above shall be recorded by the Appointing Authority in his Service Book and Annual Performance Appraisal Report.

Explanation :- (i) Regular recruitment for the purpose of this rule shall mean:-

- (a) appointment by either method of recruitment or on initial constitution of Service in accordance with the Rules made under the proviso to Article 309 of the Constitution of India;
- (b) appointment to the posts for which no Service Rules exists, if the posts are within the purview of the Commission, recruitment in consultation with them;
- (c) appointment by transfer after regular recruitment where the Service Rules specifically permit;

- (d) persons who have been made eligible for substantive appointment to a post under the rules shall be treated as having been regularly recruited:

Provided that it shall not include urgent temporary appointment or officiating promotion which is subject to review and revision.

(ii) Persons who hold lien on another cadre shall be eligible to be confirmed under this rule and they will be eligible to exercise an option whether they do not 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 exercised option in favour of confirmation under this rule and their lien on the previous post shall cease."

29 ¹⁰⁵"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:

¹⁰⁶"If it appears to the appointing authority, at any time, during or at the end of the period of probation, that service of a probationer-trainee are not found to be satisfactory, the appointing authority may revert him/her to the post on which he/she is regularly selected immediately preceding his/her appointment as probationer trainee or in other cases may discharge or terminate him/her from service. The appointing authority shall

¹⁰⁵ Substituted for "29. *Unsatisfactory progress during probation*----(1) If it appears to Government 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, Government may revert him to the post held substantively by him immediately preceding his appointment to the Service, provided he hold a line thereon, or on other case may remove him from service:

¹⁰⁶ Substituted vide notification no. F.7 (2) DOP/A-II/2005 dated 13-06-2008.

accord appropriate opportunity to the probationer-trainee before final orders are passed in this respect:

"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 probationer-trainee by a specified period not exceeding one year."

(2) Notwithstanding anything contained in the above proviso, during the Period of probation. If a probationer is placed under suspension, or disciplinary proceeding are contemplated or started against him, the period of his probation may be extended till such period the Appointing Authority thinks fit in the circumstances.

(3) A probationer reverted or discharged from service during or at the end of the of the period of probation under sub-rule (1) ¹⁰⁷shall not be entitled to any compensation."

30. *Confirmation*----A probationer shall be confirmed in his appointment at the end of his period of probation if. ----

- (a) he has passed the prescribed departmental examination if any, completely.
- (b) he has passed a departmental test of proficiency in Hindi, and
¹⁰⁸Provided that the probationer who have already passed Matriculation, Intermediate or B. A. Examination with Hindi, as one of the subject and also that who have passed M. A. Examination in Hindi shall be exempted from appearing in proficiency test in Hindi by the Principal, Officers Training School, Jaipur.
- (c) Government is satisfied that his integrity is unquestionable and that he is otherwise fit for confirmation.

¹⁰⁷ A probationer reverted or removed from Service during or at the end of the period of probation under sub-rule (1) shall not entitled to any compensation., Vide Notification No. F1 (35) Karmic/Kall /74 dated 4/5/77 effective from the date of publication in Rajasthan Rajpatra.

¹⁰⁸ Added Vide Notification No. F. 1(8) Appts. (A-II)/64 Dated 6-6-66.

30 ¹⁰⁹ A.---Notwithstanding anything contained in rule 30, a probationer shall be confirmed in his appointment at the end of his period of probationer even if the prescribed Departmental Examination /Training/Proficiency test in Hindi, if any, are not held during the period of probation laid down in the Rules provided,-----

- (i) he is otherwise fit for confirmation and the
- (ii) period of probation expires on or before the date of publication of this amendment in the Raj-patra,

PART VII Pay

31.¹¹⁰ *Pay during probation-* ¹¹¹"A probationer trainee appointed to the service by direct recruitment, shall be paid monthly fixed remuneration during the period of probation at such rates as pay be fixed by the Government from time to time.

¹¹²Provided that an employee having been regularly selected as per provision of recruitment rules in the Government service may be allowed emoluments in his/her own pay scale in the existing pay scale of the post during service as probationer trainee or fixed remuneration of the new post, which ever is advantageous to him/her.

¹⁰⁹ Added Vide Notification No. F. 1(12) Appts. (A-II)/63-Pt V. dated 17-10-1970.

¹¹⁰ Substituted for the words "Scale of pay. --- The scale of monthly pay admissible shall be as prescribed under the Rules mentioned in rule 34 below" Vide Notification No. F. 29 (22 Appts./c/58 dated 19-5-62. and re-substituted for Scale of pay, "The Scale of monthly pay of a person appointed to a post in the service shall be such as may be admissible under the rules referred to in Rule No. 34 sanctioned by the State Govt. from time to time." Vide Notification. No. F. 1 (15) Appts. (A-II), dated 6-2-69.

¹¹¹ Substituted vide notification no. F. () DOP/A-II/2005 dated 20-01-2006.

¹¹² Substituted vide notification no. F.7 (2) DOP/A-II/2005 dated 13-6-2006 for "Provided that the pay of a person already serving in connection with the affairs of the State shall be fixed in accordance with the provisions of the Rajasthan Service Rules, 1951."

32.¹¹³ *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. *Criteria for crossing an efficiency bar:* ----No member of the service shall be allowed to cross an efficiency bar unless in the opinion of Government he has worked satisfactorily and his integrity is unquestionable.

PART -- VIII

34. *Regulation of leave, allowances, pensions etc.*----Except as provided in these Rules, the pay, allowances, pensions, leave and other conditions of service of the members of the Service shall be regulated by----

- (1) The Rajasthan Travelling Allowances Rules, 1949.
- (2) The Rajasthan Civil Services (Unification of Pay Scales) Rules, 1950.
- (3) The Rajasthan Civil Services (Rationalisation of Pay Scales, Rules; 1956.
- (4) The Rajasthan Civil Services (Classification, Control and Appeal) Rules, 1958.
- (5) The Rajasthan Service Rules, 1951.
- (6) ¹¹⁴The Rajasthan Civil Service (Revised Pay) Rules, 1961, and

¹¹³ Substituted for-----

32. *Increment during probation.*----A probation 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 Government direct otherwise Vide Notification No. F. 3 (11) Apptts/A-II 58PtIV dated 16-10-73.

¹¹⁴Substituted for the words "and any other rules made by appropriate authority under the proviso to Article 309 of the constitution of India and for the time being in force. "Vide Notification. No. F. 21 (22) Apptts. (C)/54, dated 19-5-1962.

- (7) 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.

¹¹⁵35. "Power to relax rules:- In exceptional cases where the Administrative Department of the Government is satisfied that operation of the rules relating to age or regarding requirement of experience for recruitment causes undue hardship in any particular case or where the Government is of the opinion that it is necessary or expedient to relax any of the provisions of these rules with respect to age or experience of any persons, it may with the concurrence of the Department of Personnel and Administrative Reforms and in consultation with the Commission by orders dispense with or relax the relevant provisions of these rules to such extent and subject to such conditions as it may consider necessary for dealing with the case in a just and equitable manner, provided that such relaxation shall not be less favourable than the provisions already contained in these rules. Such cases of relaxation shall be referred to the Rajasthan Public Service Commission by the ¹¹⁶Administrative Department concerned.

¹¹⁷Provided that relaxation in the prescribed period of services or experience under this rule shall only be granted of the extent of 1/3 period of the services or experience prescribed for promotion to any post before holding the meeting of the Department promotion committee.

By Order of the Governor,

¹¹⁵ Added vide notification no. F.11 (2) DOP/A-II/75 dated 27-12-1978.

¹¹⁶ Substituted vide notification no. F-11(2) DOP/A-II/75 dated 18-04-1982 "Department of Personnel and Administrative Reforms, (Department of Personnel-A-Group-II)."

¹¹⁷ Added vide notification F.7(3)DOP/A-II/95 dated 18-02-1998

Sd/-R.D.MATHUR,

Special Secretary to Government.

@SCHEDUL- E

ANNEXURE A

(See Rule..... of Rajasthan Jail Service Rules, 1959)

S. No.	Post.	Method of recruitment with percentage.	Post from which selection is to be made by promotion.	Qualification and experience for promotion.	Qualification & experience for direct recruitment.	Remarks
1	2	3	4	5	6	7
1	Inspector General of Prisons.	100% by promotion	Dy. Inspector General of Prisons.	Nil	Nil	
2	Dy. Inspector General of Prisons.	100% by promotion	Superintendent Gr. I	Nil	Nil	
3	Superintendent Grade. I	100% by promotion	Superintendent Gr. II + Principal jail Training Centre	Nil	Nil	
4	Superintendent Gr. II + Principal jail	100% by promotion	Dy. Superintendent	*3 Years service as Dy. Superintendent.	Nil	

	Training Centre					
5	Dy. Superintendent	50% by Promotion, 50% by direct recruitment	Substantive Jailors	Jailors for continuous period of 5years, including period of officiating service preceded by continuous service on same equivalent lower post in the jail Department of Govt. for a period of 5 years excluding period in class IV service.	A degree of University established by law in India or of a Foreign University declared by Govt. consultation with the Commission to be equivalent to a degree of a University established by law in India.	

6	Superintendent of Jail Industries.	100% by promotion	Substantive Factory Supervisor.	Factory Manager/Factory Supervisor of Design-cum-production Manager for a continuous period of 5 years including period of officiating service on same equivalent or lower post in the Jail Department of Govt. for a period of 5 years excluding period of Class IV Service.	<p>(i) An intermediate Examination Certificate of the Rajasthan University or a Certificate of any other University or Board recognised as equivalent by the Commission for the purpose.</p> <p>(ii) A Diploma in Textile Weaving from V.J.T.I., Bombay or R.C.T.I. Ahmedabad, or T.I.T, Bhiwani or Textile Institute Kanpur and</p> <p>(iii) Experience of atleast 5 years as Weaving Supervisor or Asstt. Technical</p>	
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					Master in Textile Mill or ten years experience in any of the Govt. managed Factories including Jail Factory.	
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% Added vide Home B. II Notification No. F. 4(5) Home. B. II/63, dated 10th May, 1978

* Substituted for "3 years" Vide Notification No. F. 4(5) H. II/53 dt. 5-6-1974.

S. No.	Post.	Method of recruitment with percentage.	Post from which selection is to be made by promotion.	Qualification and experience for promotion.	Qualification & experience for direct recruitment.	Remarks.
1	2 SENIOR POST	3	4	5	6	7

1	Inspector General of Prisons.	100% by promotion	AIG Prisons or Superintendent . Gr. I.			
2	Dy. Inspector General of Prisons. Superintendent. Gr. I.	100% by promotion	Superintendent Gr. II.			
3	Superintendent. Gr. II.	100% by promotion	Dy. Superintendent	6 years' service as Dy. Superintendent. or an equivalent or highest post.		
	JUNIOR POST					
1	Dy. Superintendent	50% by Promotion, 50% by direct recruitment.	Jailors	As per rule II.	As per rule 7(1)(a).	
2	Direct of Jail Industries.	--do---	Factory Manager,	--do--	--do--	

@Schedule I Substitute Vide Notification No. F. 4(5) (5) Home II/53 dated 15-5-73.

*** SCHEDULE I A**

(See further proviso of Rules 6)

S. No.	Post.	Method of recruitment with percentage.	Post from which selection is to be made by promotion.	Qualification and experience for promotion.	Qualification & experience for direct recruitment.	Remarks.
1.	Prison Psychologist	100% by direct recruitment	1.M.A. II Division in Psychology with special study of vocational guidance/Applied Psychology or Behaviour Modification, II Experience in the study of vocation Guidance/behaviour modification in a jail Deptt. or Psychological Hospital or coaching or Research degree from the vocational guidance or criminology.	-----	-----	If no person is available from direct rectt. the 6 post will be filled by the temporary transfer from Education Deptt.

2	Asstt. Director Jail Industries	100% by promotion	Degree in Textile Technology from a University established by Law in India with 2 year Experience in the field or Diploma in Textile Technology from a recognised Institution with 5 years experience in a Govt. Deptt./ reputed Industrial organisation in a responsible capacity.	Supdt. of Jail Industries.	5 Years experience in the post mentioned in col. 5	If no suitable person for promotion is available the post will be filled by temporary transfer of an Asstt. Director of Industries Deptt. or by direct rectt.
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* Added Vide Home B. II Notification No. F.4 (5)(5) Home B. II/63 dated 10th May, 1978.

SCHEDUL - I (Deleted)

The Strength of the Service and the nature of posts therein

(See rule 6)

GROUP 'A'

Inspector General of Prisons	...	....	1.
Assistant Inspector General of Prisons and Superintendents Grade I. (Superintendents of Central Jails).	....	....	3.
Superintendents Grade II. (Superintendents of District Jails).	....	....	5.
Deputy Superintendents.	.....	.....	4.
GROUP 'B'			
Director of Jail Industries.	....	.....	1.

TOTAL STRENGTH

14

@ SCHEDULE II (deleted)_

¹¹⁸ SCHEDULE II

(See rule No. 8)

**Order regarding representation of Scheduled Castes
and Scheduled Tribes in public service vide
order No.F.25(42) G. A. (A)/51, dated 19th
September,1951 as amended vide G.A.D.
Order No. D9692/F.4(8)GA/A/56 dated
the 27th July, 1956.**

¹¹⁸ Deleted Vide Notification No. F. 21 (22) Appts./C/54, dated 19-5-1962.

In accordance with the provision of Article 335 of the Constitution of, India the Government of the Rajasthan have been pleased to direct that: ----

(1) There shall be a general reservation of 12 ½% of the vacancies for members of the Scheduled Castes and Scheduled Tribes in making appointments to the service and posts which are filled by direct recruitment.

(2) The same percentage of recruitment may be followed in respect of the members of the Scheduled Tribes till the ultimate percentage of reservation fixed

(3) In the event of the non-availability of a sufficient number of candidates amongst Scheduled Castes and scheduled Tribes in particular year, vacancies need not be kept reserved and shall be filled in accordance with the normal procedure, but they may be carried forward and filled up in the subsequent year. In case the candidates of Scheduled Castes or Scheduled Tribes are not available even in the second year, for appointment against the vacancies carried forward from the previous year, vacancies will be filled in by other candidates and the deficiency will be made good in the subsequent year. If the candidates are not available in the third year also, vacancies reserved will be filled in by other candidates and the reservation on account of the deficiency shall not be carried forward for more than two years.

(4) Minimum qualification prescribed for any post will not be lowered with a view to accommodating any candidate belonging to the Schedule Castes and Scheduled Tribes,

(5) The maximum age limit prescribed for direct recruitment in various services and posts may be extended by five years in the case of the candidate belonging to the Scheduled Castes and Scheduled Tribes.

Statement of particulars of candidates for promotion.

(See rule 28)

(1) Name

(2) Designation

- (3) Place of posting
- (4) Date of Birth
- (5) Length of service in Rajasthan
Subordinate Jails Service on 1st
January last,
- (6) Period with dates, if any of
officiating on the post in the
Service,
- (7) Academic and technical qualifications.
- (8) Whether previously recommended,
If so, how many times and in what years ?
- (9) Remarks as to the integrity, personally, tact,
energy, executive ability and character etc.
of the candidate.

Inspector General