

JDIH/1996  
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(Authoritative English Text of H.P. Govt. Notification No. HTC-  
B(4)-22/95 dated 27.1.96 as required under clause(3) of Article  
348 of the Constitution of India)

Government of Himachal Pradesh  
Department of Horticulture  
No. HTC-B(4)-22/95- dated Shimla-17-002 27-1-96

NOTIFICATION

In exercise of the powers conferred by provision  
to article 309 of the Constitution of India, the Governor, Himachal  
Pradesh in consultation with Himachal Pradesh Public Service  
Commission, is pleased to make the Recruitment and Promotion  
for the post of Joint Director(Horticulture)/Project Director  
(Co-ordinator) Class-I(Gazetted) in the Department of Horticulture  
Himachal Pradesh as per Annexure 'A' attached to this notification  
namely:-

- Short title and Commencement 1. (1) These rules may be called Himachal Pradesh, Horticulture Department Joint Director(Horticulture)/Project Director (Co-ordinator), Class-I(Gazetted); Recruitment & Promotion Rules, 1996.
- (2) These shall come into force at once.
- Repeal and savings 2. (1) The Himachal Pradesh, Horticulture Department Class-I(Gazetted) Recruitment and Promotion Rules, 1988 relating to the post of Joint Director of Horticulture/Project Director (Co-ordinator); notified vide this Department notification No. Udyan-Kha(3)-4/81-II dated 23.1.88 are repealed.
- (2) Notwithstanding such repeal, any appointment made, anything done or any action taken under the rules so repealed under rule 2(1) supra shall be deemed to have been validly made, done or taken under these rules.

BY ORDER

Commissioner-cum-Secretary (Hort) to  
Government of Himachal Pradesh.

Endst No. HTC-B(4)-22/95 dated Shimla-2, 27.1.96

- Copy is forwarded to:-
1. All the Administrative Secretaries to the Government Himachal Pradesh.
  2. All the Heads of the Departments in Himachal Pradesh.

Cont.....2/-

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The Controller, Printing & Stationery, Himachal Pradesh, Shimla-5 for publication in the Rajpatra (Extraordinary).

The Secretary, H.P. Public Service Commission, Shimla-2, with reference to his letter No.1-7/95-P.S.C. dated 7.11.95 alongwith three copies of the Rules.

200 spare copies.

Sd/-  
Deputy Secretary (Hort.) to the Government of Himachal Pradesh.

.... 14 JUN 1996  
Dated Shimla-2

Ends. No. 2-1/93-Udyan-I  
Copy forwarded to:-

1. All the Controlling Officers in the Department of Horticulture, H.P. *inc the* of Hort.
2. All the Heads of Offices, Department of Horticulture, H.P. for their information and necessary action please.

*J.R. Armitage*  
Director of Horticulture,  
Himachal Pradesh, Shimla-2.

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ANNEXURE \*A\*

RECRUITMENT AND PROMOTION RULES FOR THE POST OF JOINT DIRECTOR (HORTICULTURE)/PROJECT DIRECTOR (CO-ORDINATOR) (GAZETTED) CLASS-I IN THE DEPARTMENT OF HORTICULTURE, HIMACHAL PRADESH.

1. Name of the Post : Joint Director (Horticulture) / Project Director (Co-Ordinator)
2. Number of Posts : 2 (Two)
3. Classification : Class-I (Gazetted)
4. Scale of Pay (Be given in expanded notation) : Rs. 4125-125-5000-150-5600-
5. Whether selection post or non-selection post. : Selection
6. Age for direct recruitment. : Not applicable.
7. Minimum educational and other qualifications required for direct recruitment. : Not applicable.
8. Whether age and educational qualifications prescribed for direct recruitment will apply in the case of promotees. : Age.....Not applicable  
Educational qualification.....  
.....Not Applicable.
9. Period of probation, if any. : Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be received in writing.
10. Method of recruitment whether by direct recruitment or by promotion, deputation, transfer and the percentage of vacancies to be filled in by various methods. : 100% by promotion.  
  
In case of recruitment by promotion, deputation, transfer, grade from which promotion/deputation/transfer is to be made. : By promotion from amongst the Senior Officers of the Common Cadre on the basis of merit-cum-seniority having at least 10 years regular service or regular combined with continuous adhoc service (rendered upto 31-03-91) in the grade.

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(1) In all cases of promotion, the adhoc service rendered in the feeder post upto 31.3.91, if any, prior to regular appointment to the post shall be taken into account towards the length of service as prescribed in these Rules for promotion subject to the conditions:-

(1) that in all cases where a Junior person becomes eligible for consideration by virtue of his total length of service (including the service rendered on adhoc basis upto 31-03-91) in the feeder post in view of the provisions referred to above, all persons senior to him in the respective category post/ cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of consideration.

Provided that all persons to be considered for promotion shall possess the minimum length of service of at least that or that prescribed in the Recruitment and Promotion Rules for the post whichever is less,

Provided further that when a person becomes ineligible to be considered for promotion on account of the requirements of the preceding proviso, the person (s) junior to him shall also be deemed to be ineligible for consideration for such promotion.

Explanation:- The last proviso shall not render the junior incumbents ineligible for consideration for promotion if the senior ineligible person happened to be Ex-servicemen recruited under provisions of Rule-3 of Demobilised Armed Forces Personnel (Reservation of Vacancies in Himachal State Non-Technical Services) Rules, 1972 and having been given the benefit of seniority thereunder or recruited under the provisions of Rule-3 of Ex-servicemen (Reservation of Vacancies in Himachal Pradesh Technical services) Rules, 1985 and having been given the benefit of seniority thereunder.

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(2) Similarly, in all cases of confirmation adhoc service rendered on the post upto 31-03-91, if any, prior to the regular appointment against such post shall be taken into account towards the length of service.

Provided that inter-se seniority as a result of confirmation after taking into account adhoc service rendered upto 31-03-91 shall remain unchanged.

12. If a Departmental Promotion Committee exists, what is its composition?

As may be constituted by the Government.

13. Circumstances under which the H.P.S.C. is to be consulted in making recruitment.

As required under the law.

Essential requirements for a direct recruitment.

Not applicable.

Selection for appointment to the post by direct recruitment.

Not applicable.

Reservation.

The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Caste/Scheduled Tribes/Backward Classes/ other categories of persons issued by the Himachal Pradesh Government from time to time.

17. Departmental Examinations.

(1) Every member of the service shall pass a Departmental Examination as prescribed in the Departmental Examination Rules, 1976 as amended from time to time; failing which he shall not be eligible to:-

- (i) Cross the Efficiency bar next due,
- (ii) Confirmation in the service even after completion of probationary period and
- (iii) Promotion to the next higher post.

Provided that an officer who has qualified the Departmental Examination in whole or in part prescribed under any Rules before the notification of these rules shall not be required to qualify the whole or in part, examination as the case may be;

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Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these Rules and who has attained the age of 45 years on the 1st March, 1976 shall not be required to qualify the Departmental Examination prescribed under these Rules.

Provided further that an officer for whom no Departmental Examination was prescribed prior to the notification of these Rules and who had not attained the age of 45 years on 01-03-1976 shall not be required to qualify the Departmental Examination prescribed under these Rules after attaining the age of 50 years for the purpose of

- (i) Crossing of Efficiency bar next duty
- (ii) confirmation in the service after completion of probationary period.

- (2) An officer on promotion to higher in his direct line of promotion be required to pass the aforesaid examination if he has already passed the in the lower gazetted post.
- (3) The Govt. may in consultation with the H. P. Public Service Commission grant in exceptional circumstances and for reasons to be recorded in writing, exemption in accordance with the Deptt. Examination Rules to any class or category of persons from the Departmental Examination in whole or in part provided that such officer is not likely to be considered for any other higher promotion before the date of his superannuation. Where the state government is of the opinion that it is necessary or expedient to do so, it may, by order for reasons to be recorded in writing and in consultation with the H. P. Public Service Commission relax any of the provisions of these Rules with respect to any class or category of persons of posts.

18. Power to Relax.

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