

GOVERNMENT OF RAJASTHAN
DEPARTMENT OF PERSONNEL & ADMINISTRATIVE
REFORMS (ADMINISTRATIVE REFORMS GROUP. VII)



THE RAJASTHAN MOTOR GARAGE SERVICE
RULES, 1958

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APPOINTMENTS (D) DEPARTMENT
NOTIFICATION

Jaipur, June 23, 1958.

No. F. 3 (5) AC/Intg./57.—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 regulating recruitment to posts in, and conditions of service of persons appointed to the Rajasthan Motor Garage Service:—

THE RAJASTHAN MOTOR GARAGE SERVICE RULES, 1958

Part I.—General.

1. *Short title and commencement.*—These rules may be called the Rajasthan Motor Garage Service Rules, 1958 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of existing rules and orders.*—All existing rules and orders in relation to matters covered by these rules * (Stand superseded), but any action taken by or in pursuance of such existing rules and orders shall be deemed to have been taken under these rules.

3. *Status of Service.*—The Rajasthan Motor Garage Service is a State Service.

@4. *Definitions.*—In these rules unless there is any-

*Substituted for the words "are hereby superseded" vide Notification No. F. 3 (5) Ac/Intg/ 57, dated 30-3-1963.

@Substituted for rule 4—

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 otherwise than by promotion as prescribed in rule 7;

thing repugnant in the subject or context—

- (a) "Commission", means the Rajasthan Public Service Commission;
- (b) "Direct recruitment" means recruitment otherwise than by promotion as prescribed in rule 7;
- (c) "Director" means the Director of Transport, Rajasthan;
- £(d) "Government" and "State" mean respectively the Government of Rajasthan, and the State of Rajasthan.
- (e) "Member of the Service" means a person appointed substantively to a post in the Service under the provisions of these rules, or the rules or orders superseded by rule 2; and
- (f) "Service" means the Rajasthan Motor Garage Service.
- + (g) "Substantive Appointment" means an appointment made under the provisions of these Rules to a substantive vacancy after/due selection by any of the methods of recruitment prescribed under these Rules and includes an appointment on probation or as a probationer followed by confirmation on the completion of the probationary period.

(c) "Government" and "State" mean respectively, the Government and the State of Rajasthan;

(d) Substituted for "Service" means the Rajasthan Motor Garage Service; vide Notification No. F.7(10) DOP(A-II)/74, dated 10-2-75.

(e) "Director" means the Director of Transport, Rajasthan; and

(f) "Member of the Service" means a person appointed substantively to a post in the Service under the provisions of these rules or the rules or orders superseded by rule 2; vide Notification No. F. 3(5)Ac/Intg/57, dated 30-3-1983.

£ Substituted for "(d) Government" and "State" mean the Government and the State of Rajasthan, respectively"; Vide Notification No. F.7(10)DOP(A-II)/74, dated 10-2-75.

+ Inserted vide Notification No. F.7(3) DOP (A-II)/73, dated 5-7-1974.

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."

% "(h) 'Service' or 'Experience' wherever prescribed in these rules as a condition for promotion from 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 posts after regular recruitment in accordance with the Rules promulgated under proviso to Article 309 and shall also include the experience gained by officiating, temporary or *ad hoc* appointment, if such appointment is in the regular line of promotion and was not of stop gap 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, * or when such *ad hoc* or urgent temporary appointment was in accordance with seniority-cum-merit."

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

% Inserted vide Notification No. F. 6(2) DOP (A-II)/71-I dated 9-10-1975. Effective from 27-3-1973.

* Inserted vide Notification No. F. 3(2) DOP (A-II)/71 dated 13-7-1976. Effective from 1-10-1975.

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

§“6. *Strength of the Service.*—(i) The nature of the posts included in the Service shall be as follows:—

(i) Chief Superintendent.

(ii) Automobile Engineer.

(iii) The strength of posts in the Service shall be such as may be determined by the Government.

Provided:

(a) that the Government may revise the strength from time to time,

(b) that Government may leave unfilled, hold in abeyance or abolish any vacant post without thereby entitling any person to compensation or may increase the cadre by creating permanent or temporary posts in the Service, from time to time, as may be found necessary.”

PART III.—Recruitment.

7. *Sources of recruitment.*—(1) Recruitment to the post of Automobile Engineer shall be made by selection through the agency of the Commission.

§ Substituted for rule—

“6. *Strength of the Service.*—The strength of the Service is as specified below:—

Designation	No.
Chief Superintendent	1
Automobile Engineer	1

Provided that Government may leave unfilled, hold in abeyance or abolish any vacant post without thereby entitling any person to compensation or may increase the cadre by creating permanent or temporary posts in the Service, from time to time, as may be found necessary.”
Vide Notification No. F. 3(5) Ac/Intg/57, dated 30-3-1963.

(2) Recruitment to fill the vacancy occurring in the post of Chief Superintendent shall be made by promotion of the incumbent holding the post of Automobile Engineer:

Provided that if Government is satisfied at any time that no suitable person is available for appointment as Chief Superintendent by promotion, the vacancy may be filled by selection through the Commission.

‡“7A. 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* is according to the instructions issued on the subject by the Government of India.”

The above amendment shall be deemed to have come into force with effect from 29-10-1963.

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

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

‡Inserted vide Notification No. F. 21(12) Appts/(C) 55 Pt.II, dated 29-8-73.

*Substituted for Rule 8 *Reservation of vacancies for the Scheduled Castes and the Scheduled Tribes.*—(1) Reservation of vacancies for the Scheduled Castes and the Scheduled Tribes shall be in accordance with the orders of the Government for such reservation in force at the time of recruitment i.e. by direct recruitment and by promotion.

(2) The vacancies so reserved for promotion be filled in by Merit-cum-Seniority.

(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 appear in the list prepared for Direct Recruitment by the Commission, for posts falling in its purview, and by the Appointing Authority, in other cases, and the Departmental Promotion Committee or the Appointing Authority, as the case may be in the case of promotee, irrespective of their relative rank as compared with other candidates.

+Substituted for merit-cum-seniority vide Noti. No. F. 7 (6) DOP (A-II)/75 dated 31-10-75.

(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 falling in its purview, and by the Appointing Authority in other cases, and the 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.

%4. Appointments shall be made strictly in accordance with the rosters prescribed separately for direct recruitment and promotion. In the event of non-availability of the eligible and suitable candidates amongst Schedules 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 thereafter such reservation would lapse:

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

% %8A. *Determination of vacancies.*—(1) Subject to the provisions of these rules, the Appointing Authority shall determine each year the number of vacancies anticipated during the following twelve months and the number of persons likely to be recruited by each method. Such vacancies

%Substituted for Rule (4) in the event of non-availability of a sufficient number of eligible and suitable candidates amongst the Scheduled Castes and the Scheduled Tribes in a particular year, vacancies shall not be carried forward and shall be filled in accordance with the the normal procedure.

Vide Notification No. F. 7 (4) DOP (A-II)/73, dated 10-2-75. Effective from the date of publication in the Rajpatra.

@Deleted for the words (both merit and seniority cum merit and not by seniority-cum) vide Noti. No. F. 7(6) DOP (A-II)/75, dated 31-10-75.

% %Inserted vide Noti. No. F. 7(1) DOP (A-II)/73, dated 16-10-1973.

shall be determined again before the expiry of 12 months of the last determination 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 order to correspond with the proportion laid down in each of the Service Rules and by giving precedence to promotion quota over direct recruitment quota e.g., where the appointment by direct recruitment and promotion is in the percentage of 75 and 25, 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.

+9. *Nationality.*—A candidate for appointment to the Service must be,—

- (a) a citizen of India; or

+ Substituted for rules :—

9. *Nationality.*—A candidate for appointment to the Service must be :—

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

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

A candidate in whose case a certificate of eligibility is necessary may be admitted to an Examination or interview conducted by the Commission or other recruiting authority as the case may be, and he may also provisionally be appointed subject to the necessary certificate being given to him by the Government" Vide Notification No. F. 7(4) DOP (A-II)76, dated 7-9-76.

- (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 Indian origin who has migrated from Pakistan, Burma, Shri Lanka, and East African countries of Kenya; Uganda and the United Republic of Tanzania (formerly Tanganyika and Zanzibar) *Zambia, Malawi, Zaire and Ethiopia, 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 Government of India.

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

£9(A) "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 instructions issued in the subject by the Government of India."

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

£ Added vide Notification No. F.7(5) DOP (A-II) 76, dated 20-6-77.

10. Age.—A candidate for direct recruitment to the posts in the service should have attained the age of 25 years and must not have attained the age of 40 years on the first of January following the last date fixed for the receipt of applications provided (1) that the upper age-limit may be relaxed by five years in the case of a member of a Scheduled Caste or a Scheduled Tribe.

@(ii) that the upper age-limit including Jagirdars' sons who did not have any sub-Jagir for their subsistence shall be forty years.

Note:—This relaxation will remain in force for a period ending @@1st January, 1964.

££(iii) provided that the upper age-limit for the reservists, namely the defence service personnel transferred to the reserve, shall be 50 years.

*(iv) that the upper age-limit for the political sufferer 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) that the persons appointed temporarily %to a post in the Service deemed to be within the age

† Substituted for words "the year in which applications are issued" vide Notification No. F. 3(5)AC/Ing. (57), dated 30-3-63.

@ Added vide Notification No. F.3(9) Appts. (ID)/69 dated 5-8-59.

@@ Substituted for the date 31-12-61 vide Notification No. F.3(9) Appts. (D)59, dated 12-10-62.

££ Added vide Notification No. F.3(9) Appts./C/58, dated 27-8-62.

* Added vide Notification No. F.1(16) Appts. (A-II)/62, dated 1-5-63

× Added vide Notification No. F.1(26) Appts. (A-II)/62, dated 18-9-65.

% Inserted vide Noti. No. F. 1 (39) DOP /A-II/73, dated 25-12-74.

limit, had they been within the age-limit when they were initially appointed even though they have crossed the age-limit when they appear finally before the Commission and shall be allowed upto two chances had they been eligible as such at the time of their initial appointment,

** (vi) 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 by more than three years, they shall be deemed to be within the prescribed age-limit."

*(vii) notwithstanding anything contained contrary in these Rules in the case of persons serving 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.

£(viii) that the upper age-limit mentioned above shall not apply in the case of an ex-prisoner who had served under the Government on a substantive basis on any post before his conviction and was eligible for appointment under the Rules;

(ix) 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

** Added vide Noti. No. F.1(10) Apptts. (A-II)/66 dated 11-4-67 Corrigendum of even No. dated 15-12-71.

* Added vide Noti. No. F.7 (8) DOP (A-II) 74, dated 31-12-74 with effect from 28-10-74.

£Inserted vide Notification No. F.5(8) DOP (A-II)/74, dated 18-4-75. (w.o.f. 28-8-61).

before his conviction and was eligible for appointment under the Rules.

@(x) that the Released Emergency Commissioned Officers and Short Service Commissioned Officers after release 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 of their joining the Commission in the Army."

Note.—In the case of women candidates the upper age-limit shall be relaxed by five years.

11. *Academic and Technical qualifications.*—(1) Candidates for direct recruitment to the Service should possess qualifications as shown below:—

Chief Superintendent

- (a) Degree or Diploma in automobile engineering from a recognised Indian or Foreign University; and
- (b) Five years' experience of work in an automobile workshop in a supervisory capacity.

Automobile Engineer—

- *(a) (i) "Degree in Automobile Engineering from a recognised Indian or Foreign University.
- or
- (ii) "Degree in Mechanical Engineering from a recognised Indian or Foreign University with 2 years' experience in an automobile workshop dealing

@ Inserted vide Notification No. F.7(2) DOP (A-II)/75, dated 20-9-75.

* Substituted for;—

- (a) Degree or Diploma in Electrical and Mechanical and automobile engineering from a recognised Indian or Foreign University; and
- (b) Practical experience of at least three years work in an automobile workshop dealing with plant maintenance, Machine shop, Engine reconditioning and other trades ancillary to automobile repairs.

(2) Candidate must also possess a working knowledge of Hindi written in Devnagri script and of Rajasthani dialects. vide Notification No. F. 23(83) GAD(B)/69, dated 13-6-69.

with plant maintenance, Machine-shop, engine re-conditioning and other trades ancillary to automobile repairs.

OR

- (iii) "Polytechnic Diploma in Automobile Engineering from a Government Polytechnic in India or equivalent qualification and practical experience of at least 3 years work in an automobile workshop dealing with plant maintenance, machine-shop, engine reconditioning and other trades ancillary to automobile repairs.
- (b) Candidates must also possess a working knowledge of Hindi written in Devnagri script and of Rajasthan dialects".

12. *Character.*—The character of a candidate for direct recruitment to the Service must be such as to qualify him for employment in the Service. He must, unless he is already serving in a substantive capacity in connection with the affairs of the State, produce a certificate of good character from the principal Academic Officer of the University or College in which he was last educated and two such certificates written not more than six months prior to the date of application from two responsible persons not connected with his college or university and not related to him.

Note:—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 mere conviction need not be regarded as a disqualification.

£ "Note 2 : Ex-prisoners, who by their disciplined life while in prison and by their subsequent good conduct have proved to be completely reformed should not be discriminated against on grounds of the previous conviction for purposes 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, After Care 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 the effect that they are suitable for employment as they have proved to be completely reformed by their disciplined life while in prisons and by their subsequent good conduct in an After Care Home."

‡ 13. *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 the service and if selected, must produce a certificate to that effect from a Medical Authority notified by the Government for the purpose. The Appointing Authority may dispense with production of such certificate in the case of candidate promoted in the regular line of promotion, or who is already serving in connection with the affairs of the State if he has already been medically examined for the previous appointment and the essential standards of medical examination of the two posts held by him are to be comparable for

£ Inserted vide Notification No. F. 1 (4) Appts./A-II/60, dated 28-8-61.

‡ Substituted for

"13. *Physical fitness :*

A candidate for direct recruitment to the Service, must be in good mental and bodily health and free from any mental or physical defect likely to interfere with the efficient performance of his duties as a member of the Service and if selected, must produce a certificate to that effect from a Medical Authority notified by Government for the purpose. "Vide Notification No. F. 7(2) DOP (A-II)/74, dated 5-7-74.

efficient performance of duties of the new post and his age has not reduced his efficiency for the purpose."

"Employment of irregular or improper means:—
@.13 (A).—A candidate who is or has been declared by the Commission/Appointing Authority guilty of impersonation or 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 the Commission/Appointing Authority for selection of the candidates; and
- (b) by the Government from employment under the Government.

14. *Qualifying service for promotion to the post of Chief Superintendent.*—For purposes of promotion to the post of Chief Superintendent a person should be either a substantive Automobile Engineer or a permanent Government servant who worked as temporary or officiating Automobile Engineer for a total period of five years.

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 other means may disqualify him for recruitment.

@ Added vide Notification No.F.1 (33) Appts /A-II/63, dated 26-8-65.

PART IV—Procedure for direct recruitment

16. *Inviting of applications.*—Applications for recruitment to the Service shall be invited by the Commission by advertising the vacancies to be so filled in the Rajasthan Gazette *or in such other manner as they may deem fit.

†"Provided 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."

§"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. *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 to time, prescribe.

£18. *Application fee.*—A candidate for direct recruitment to a post in the Service must pay to the Commission such fees as are fixed by them.

* Sub. for the word "and" vide Notification No. F. 9(24) DOP (A-II)72, dated 4-6-73.

† Added vide Notification No.F.3 (12) Appts/D/50, dated 27-6-60.

§ Substituted for "The names of such candidates may be recommended on requisition to the appointing authorities within six months from the date of interview" vide Notification No. F.1(27) Appts A-II/69-II, dated 13-12-73.

% Substituted for

"17. *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 to time prescribe." vide Notification No.F.7(2) DOP (A-II)/73, dated 3-11-1973.

£ Substituted rule 18 "Application fee.—A candidate for direct recruitment to the Service must pay to the Commission, in the manner as may be prescribed by the Commission, an application fee of Rs. 15/-or Rs. 8/-if he is a member of a Scheduled Caste or Tribe". vide Notification No. F.1(2) Appts (D)/60, dated April, 62.

