

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of existing rules and orders.*—All existing rules and orders in relation to matters covered by these rules \* (Stand superseded), but any action taken by or in pursuance of such existing rules and orders shall be deemed to have been taken under these rules.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-

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\*Substituted for the words “are hereby superseded” vide Notification No. F. 3 (5) Ac/Intg/ 57, dated 30-3-1963.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a person appointed substantively to a post in the Service under the provisions of these rules, or the rules or orders superseded by rule 2; and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.

ANNEXURE A.

For competitive examination  
For interviews

1. State Services	Rs. 50.00	Rs. 20.00
2. Subordinate Services carrying pay scales not lower than Rs. 110-225.	Rs. 30.00	Rs. 10.00
3. Ministerial Services carrying pay scales not lower than Rs. 110-225.	Rs. 20.00	Rs. 5.00

In the case of candidates belonging to Scheduled Castes/Scheduled Tribes, the fee shall be one fourth in all cases.

Form of application shall be obtainable from the Commission free of charge.

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

20. *Recommendations of the Commission.*—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.

@ Provided that the Commission, may to the extent of 50% of the advertised vacancies keep names of suitable candidates 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.

@ 20(A) "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 @ Added vide Notification No.F.1(27) Apts (A-II)/69, dated 27-8-62. @ Inserted vide Notification No. F.1 (3) DOP (A-II)/76, dated 21-5-1976.

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 Govt. after being satisfied that there are special grounds for doing so, exempt any female candidate from the operation of this rule.

×(3) Deleted

\*(4) 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.

*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, Government shall select the candidates 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.

× Deleted (3) No candidate male or female who has more than three children undergo 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 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.1(3) DOP/A-II/76, dated 15-2-77.

\* Inserted Vide Notification No. F.15(9) DOP (A-II) 74 dated 5-1-77.

% Substituted for the figure "21" vide Notification No. F. 3 (5)A(C)/Inrg./57, dated 30-3-63.

@ Inserted between the words "all" and "respects" the word "other" vide Notification No. F. 3(5)A(C)/Inrg./57, dated 30-3-63.

PART V—Appointment, Probation and Confirmation.

22. *Appointments to the Service.*—Appointment to the Service shall be made by the Government on occurrence of substantive vacancies in the cadre of the Service in the manner prescribed by rule 21.

22. *Appointment by promotion to post of Chief Superintendent.*—Substantive or officiating appointment to the post of Chief Superintendent shall be made by Government by promoting the Automobile Engineer if he is considered fit for such promotion.

£24. *Urgent temporary Appointment.*—(1) 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 appointments” as the case may be, by appointing in an officiating capacity thereto an officer eligible for appointment to the post by promotion or by appointing temporarily thereto a person eligible for direct recruitment to the Service, where such direct recruitment has been provided under the provisions of these rules:

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

£Substituted for—

24. *Emergent temporary appointments.*—A vacancy in the Service may be filled temporarily by Government by appointing thereto in an officiating capacity an official holding the next lower post or by direct appointment of persons eligible for selection under the rules, 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) DOP/A-II/72, dated 16-2-73.

%Substituted for the words “Appointing Authority” vide Corrigendum No. F.1 (10) DOP/A-II/72, dated 12-9-73.

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

@(2) 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 basis subject to such conditions and restrictions regarding pay and other allowances as it may direct. Such appointments shall, however, be subject to concurrence of the Commission as required under the said sub-rule.

25. *Appointment of Retired Officers.*—A retired member of the Service may be appointed by Government to any cadre post for a period of two years, provided that such appointment for a period exceeding six months shall not be made without the concurrence of the Commission.

26. *Appointment on contract.*—Notwithstanding the provisions of these rules, Government may, with the concurrence of the Commission, appoint a person on contract for a period not exceeding an initial period of two years, to the Service.

\*\*Substituted for—

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 Government 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” vide Notification No. F. 1 (10) DO (A-II)/72, dated 28-11-72.

@Inserted vide Notification No. F. 7 (7) DOP (A-II)/73, dated 31-10-1975. Effective from 23-6-73.

†Substituted the words “these” for “other” vide Notification No. F. 3(5)AC Intg./87, dated 30-3-83.

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

Provided that—

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

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

\*\*Substituted for—

27. *Probation.*—(1) All members of the Service appointed to a permanent post by direct recruitment shall be placed on probation. The period of probation shall be one year, provided that such of them as have, previous to such appointment, officiated or served temporarily on a post to which he is appointed may be permitted by Government to count such officiating or temporary service towards the period of probation upto a maximum period of six months.

(2) During the period of probation, each probationer shall be required to pass such Departmental Examination and to undergo such training as Government may, from time to time, prescribe vide Notification No. F.1(35) Karmik/Ka-II/74, dated 4-5-77. These rules shall come into force from the date of their publication in the Rajasthan Rajpatra.

\* Inserted vide Notification No. F. 1(35) DOP (A-I )/74, dated 3-8-77.

*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."

£27A. "(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 basis who has, after the date of his regular recruitment by either method of recruitment completed a period of two years service, or less in the case of those appointed by promotion where the period of probation prescribed is less, on the post 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 conditions as are prescribed under the Rules for the confirmation 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 conditions 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

£Substituted for—

27A. Notwithstanding anything contained in Rule 27, a person who has been regularly recruited against a temporary post and has put in two years' service after such regular recruitment shall not be placed on probation on conversion of such post into a permanent one but he shall be confirmed only after he has fulfilled the conditions of confirmation as laid down in the rule; vide Notification No. F.1(7) DOP/A-II/74, dated 28-12-74.

year, whichever is longer. If the employee still fails to fulfil the prescribed conditions or fails to give satisfaction, he will be liable to be discharged from such post in the same manner as 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 C.R. File and in the case of Gazetted Officer communicated to the Accountant General, Rajasthan and in his Confidential Report File. A written acknowledgement shall be kept on record in all these cases."

*Explanation:*—(i) "Regular recruitment for the purpose of this rule shall mean appointment after either of the methods of recruitment or on initial constitution of Service in accordance with any of the Service Rules promulgated under proviso to Article 309 of the Constitution of India, or for posts for which no Service Rules exist, 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, *ad hoc* appointment or officiating promotion against temporary or lien vacancies which are liable to review and revision from year to year. In case where the Service Rules specifically permit appointment by transfer such appointment shall be treated regular recruitment if the appointment to the post from which the official was transferred was after regular recruitment. Persons who have been made eligible for substantive appointment to a post under the rules shall be treated as having been regularly recruited.

(ii) Persons who hold lien in another cadre shall be eligible to be confirmed under this rule and they will be 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."

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

Provided that the Appointing Authority may, if it so thinks fit in any case or class of cases, extend the period of probation of any member of Service by a specified period not exceeding two years in case of person appointed to a post in the Service by direct recruitment and one year in the case of person appointed by promotion \*special selection to such post:

% Substituted for rule.—

28. *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 holds a lien thereon, or in other case may remove him from Service:

Provided that Government may extend the period of probation of any member of the Service by a specified period not exceeding one year.

(2) A probationer reverted or removed from Service during or at the end of the period of probation under sub-rule (1) shall not be entitled to any compensation." Vide Notification No. F.1(35) Karmik, Ka-II/77, dated 4-5-77, effective from the date of their publication in the Rajasthan Rajpatra.

\*Inserted vide Notification No. F. 1(35) DOP (A-II) 74, Dated 3-3-77.

‡Provided further that the Appointing Authority may, if it so thinks fit in case of persons belonging to Scheduled Castes or Scheduled Tribes, as the case may be, extend the period of probation by a period not exceeding one year at a time and a total extension not exceeding three years.

(2) Notwithstanding anything contained in the above proviso, during the period of probation, if a probationer is placed under suspension, or disciplinary proceedings 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 period of probation under sub-rule (1) shall not be entitled to any compensation."

29. *Confirmation.*—(1) A probationer shall be confirmed in his appointment at the end of the period of his probation if—

- (a) he has passed the prescribed Departmental Examination if any, completely, and
- (b) Government are satisfied that his integrity is unquestionable and that he is otherwise fit for confirmation.

(2) Persons appointed to temporary posts in the cadre shall be confirmed to permanent vacancy as they occur, in the order of their date of appointment to such posts.

\*29A. Notwithstanding anything contained in the rule 29, a probationer shall be confirmed in his appointment at the end of his period of probation even if the prescribed Departmental Examination/Training/Proficiency

‡Added vide Notification No. F. 7 (6) DOP (A-II)/77, dated 26-10-77, effective from 1st January, 1973.

\*Added vide Notification No. F. 1 (12) Appts. (A-II)/68 PtV, dt. 17-10-70.

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
- (ii) the period of probation expires on or before the date of publication on this amendment in the Rajasthan Rajpatra.

## PART—VI.—PAY

£30. *Pay during Probation.*—The initial pay of a person appointed by direct recruitment to a post in the Service/cadre shall be the minimum of the scale of pay of the post:

Provided that the pay of a person already in connection with the affairs of the State shall be in accordance with the provisions of the Rajasthan Service Rules, 1951."

"31. *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."

32. *Criteria for crossing efficiency bar.*—No member of the Service shall be allowed to cross the efficiency bar unless in the opinion of Government he has worked satisfactorily and his integrity is unquestionable.

£ Substituted for Rule—

30. Scale of monthly pay to persons appointed to posts in this Service shall be such as may be admissible under the Rules referred to the Rule 83 or as may be sanctioned by Government from time to time, "vide" Notification No. F I (15) Appts. (A-II) /67, dated 6-2-69.

\*Substituted for Rule—

31. *Increment during probation.*—A probationer shall draw increments in the scale of pay admissible to him during the period of probation as they accrue, provided that if the period of probation is extended on account of failure to give satisfaction, such extension shall not count for increment unless the Authority granting the extension directs otherwise, vide Notification No. F.3 (11) Appts. (A-II) S.& PT IV dated. 16-10-73.

PART VII—Other provisions

†“33:—Regulations of leave, allowances, pensions etc:

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

- (1) The Rajasthan Travelling Allowance Rules, 1949, as amended up-to-date,
- (2) The Rajasthan Civil Services (Unification of Pay Scales) Rules, 1950, as amended up-to-date;
- (3) The Rajasthan Civil Services (Rationalisation of Pay Scales) Rules, 1956, as amended up-to-date;
- (4) The Rajasthan Civil Services (Classification, Control and Appeal) Rules, 1958, as amended up-to-date;
- (5) The Rajasthan Service Rules, 1951, as amended up-to-date;
- (6) The Rajasthan Civil Services (Revised Pay) Rules, 1961, as amended up-to-date; and
- (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.”

By Order of the Governor,  
R. D. MATHUR,

*Special Secretary to the Government.*

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+Substituted for Rule

33. 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 Allowance Rules, 1949, as amended up-to-date;
  - (2) The Rajasthan Civil Services (Unification of Pay Scales) Rules, 1950, as amended up-to-date;
  - (3) The Rajasthan Civil Services (Rationalisation of Pay Scales) Rules, 1956 as amended up-to-date;
  - (4) The Rajasthan Civil Services (Classification, Control and Appeal) Rules, 1950, as amended up-to-date; and
  - (5) The Rajasthan Service Rules, 1951, as amended up-to-date;
- and any other rules made by the appropriate authority under the proviso to Article 309 of the Constitution of India and for the time being in force vide Notification No. F.3 (5) DOP/Ac/Mtg 57, dated 30-3-1963.