

क्रमांक 739-2 जी एस II-73/6760

प्रेषक

मुख्य सचिव, हरियाणा सरकार ।

सेवा में

हरियाणा के सभी विभागाध्यक्ष,
आयुक्त अम्बाला तथा हिसार मंडल,
तथा सभी उपायुक्त ।

दिनांक चंडीगढ़ 14 मार्च, 1973

विषय :—राज्य की भिन्न भिन्न सेवाओं के भर्ती तथा सेवा शर्तों के नियम ।

महोदय,

मुझे निदेश हुआ है कि उपर्युक्त विषय पर आपका ध्यान हरियाणा सरकार के पत्र क्रमांक 2687-2 जी0 एस0 69/10169, दिनांक 17-5-69 तथा क्रमांक 5702-2 जी0 एस0 II-69/34943, दिनांक 20-12-71 की और दिलाऊँ जिसमें अनुरोध किया गया है कि जिन पदों/सेवाओं के सेवा नियम अभी तक नहीं बने या बहुत पुराने तथा स्वतंत्रता प्राप्ति से पहले के समय के होने के कारण अप्रचलित हैं उन्हें संबन्धित विभाग छः मास के अन्दर अन्दर तैयार करवा लें ।

2. यह बात सरकार के ध्यान में आई है कि राज्य के कई एक विभागों ने अपने अधीन पदों/सेवाओं के सेवा नियम उपर्युक्त निदेशानुसार अभी तक नहीं बनाए । हरियाणा लोक सेवा आयोग ने भी अपनी वार्षिक रिपोर्ट 1971-72 में पुनः इस बात पर जोर दिया है कि जिन विभागों ने सेवा नियम अभी तक तैयार नहीं किए इन्हें शीघ्रतः तैयार करने के लिए कहा जाए क्योंकि सेवा नियमों के बिना पदोन्नति नियुक्त, तथा बरिष्ठता के मुआमलों को निपटाने में दिक्कत होती है । दूसरे नियमों के बनाए जाने पर नियुक्ति प्राधिकारी तथा उम्मीदवारी दोनों को ही सुविधा रहेगी ।

सेवा नियमों की महत्ता को ध्यान में रखते हुए सभी विभागाध्यक्षों का ध्यान पुनः उपरोक्त अनुदेशों की ओर दिलाया जाता है और अनुरोध किया जाता है कि जिन पदों के सेवा नियम अभी तक नहीं बने उन्हें तीन मास के अन्दर शीघ्र बनाया जाए । इस संबंध में अनावश्यक देरी को सरकार गम्भीरता से विचारेगी । आपके तहत जिन पदों के उपरोक्तानुसार सेवा नियम तैयार किए जाने हैं उनकी वर्तमान स्थिति हरियाणा लोक सेवा आयोग को सूचित करते हैं उसकी एक प्रति सरकार को भी सूचनाार्थ भेजी जाए ।

इस मुआमले की कृपया परमाप्तता दी जाए ।

संयुक्त सचिव, सामान्य प्रशासन,
कृते: मुख्य सचिव, हरियाणा सरकार ।

एक प्रति :— वित्तियुक्त (राजस्व) हरियाणा, सभी प्रशासकीय सचिव, हरियाणा ।

Subject :—Nationality and domicile Rule for appointment to various State Services or posts. Amendments of rule 4 of the Model Service Rules (Revised 1972).

Will the Financial Commissioner and all Administrative Secretaries to Government, Haryana, kindly refer to this office U. O. No. 3292-2GSI-72 dated 18-7-72/3-8-72. with which the Model Service Rules (revised 1972) circulated ?

2. The Service Rules of the various departments in the State are framed on the pattern of the Model Service Rules. Rule 4 regarding "Nationality domicile and character of candidates appointed to the Service" of these Rules provides if a candidate other than a citizen of India or a subject of Sikkim is appointed to any service in the State a Certificate of Eligibility is required to be obtained in his favour from the Government of India. The Government of India had been approached for the issue of an eligibility certificate in particular case but they have informed that such certificates are issued by them only in the case of employees recruited to the central services or posts. So far the appointments made by the State Government are concerned it is informed that the required certificates if necessary, are to be issued by the State.

3. In view of the above it has been necessitated that the provision of the rule regarding "Nationality, domicile and Character of candidates appointed to the Service" in the service Rules of various departments should be amended to this effect. Accordingly a copy of the modified rule 4 of the Model Service Rules is at Annexure 'A' for guidance. Necessary steps to amend the service Rules of the department/departments under him may be taken, if need be.

4. Since the Certificates of eligibility are to be issued by the State Government, it has been decided that such certificate in proforma at Annexure 'B' should be issued by the Administrative Department concerned after obtaining the requisite information in proforma at Annexure 'C' from the respective department. Verification of character and antecedents of the person/persons is pre requisite for the issuance of such certificate. Till such a certificate in favour of the person is issued, the appointment, if necessary, can be made on a provisional basis only.

5. These instructions may kindly be brought to the notice of all concerned under him.

Sd/-

Deputy Secretary, Secretariat Establishment
for Chief Secretary to Government, Haryana

Finance Commissioner Revenue, Haryana, All Administrative Secretaries to Govt. Haryana.

ANNEXURE 'A'

Proposed amendment of Rule 4 of the Model Service Rules (Revised 1972).

Nationality domicile and character of candidates appointed to the service.

- 4(1) No person shall be recruited, to the Services unless he is :—
- (a) a citizens 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 United Republic of Tanzania (formerly Tanganyika and Zanzibar) with the intention of permanently settling in India :

Provided that a person belonging to category (c), (d), (e) or (f) shall be a person in whose favour a certificate of eligibility has been issued by the Government.

- (2) A person in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Commission or the Board or any other recruiting authority on his furnishing proof that he has applied for the certificate and also he may provisionally be appointed subject to the necessary certificate being issued to him by the Government.

ANNEXURE 'B'

HARYANA GOVERNMENT

Serial No.....

.....Department

File No.....

Chandigarh, dated.....

CERTIFICATE OF ELIGIBILITY

In pursuance of para 3 of the Ministry of Home Affairs Resolution No. 11/11/65-ESTS(B) dated the 9-9-65, the Governor of Haryana is pleased to direct that.....

son/daughter/wife of.....
being a subject/native of.....shall be eligible to
hold any civil office in connection with the affairs of the state of Haryana in...
with effect from the...

Secretary to Government, Haryana