

R&P Rules-PEON

(Authoritative English text of this Department Notification No.IPH. A (3) 13/95 dated 14.10.96 required under clause (3) of Article 348 of Constitution of India.

Government of Himachal Pradesh
Irrigation and Public Health Department

NOTIFICATION

No. IPH.A (3) 13/95

Dated Shimla-171002, the 14.10.96.

In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor, Himachal Pradesh, is pleased to make the Recruitment and Promotion Rules for the post of Peon (Circle cadre) Class-IV (Non-Gazetted) in Irrigation and Public Health Department, as per Annexure-A appended to this notification namely: -

**SHORT TITLE AND
COMMENCEMENT:**

- I. (i) These rules may be called Himachal Pradesh, Department of Irrigation and Public Health Peon (Circle cadre) Class-1V (Non-Gazetted) Recruitment and Promotion Rules, 1996.
- (2) These rules shall come into force from the date of Publication in Rajpatra, Himachal Pradesh.

REPEAL & SAVINGS:

- (1) (i) The Recruitment and Promotion Rules for the post of Peon (Circle cadre) as notified vide Notification No.1-59/71-PWA dt.22.9.73 and made applicable to the Irrigation and Public Health Department vide Notification No.PBW-2B (13) 20/84 dated 27.4.94 is hereby repealed to the extent these are applicable to the post of Peon in Irrigation and Public Health Department.
- (2) Notwithstanding such repeal any appointment made or any thing done or any action taken under the relevant rules so

repealed under Rule 2 (i) supra shall be deemed to have been validly done or taken under these rules.

By order,

(C.P.Sujaya)

Financial Commissioner-cum-Secy.(IPH)
to the Govt. of Himachal Pradesh
Shimla-171002.

Endst.No. IPH.A (3)-13 /95- Dated Shimla-171002, the 14.10.96.

Copy forwarded to:-

1. All the Secretaries to the Govt. of H.P.
2. All Heads of Departments in Himachal Pradesh.
3. The Engineer-in-Chief, I&PH Deptt., Shimla-1
with 20 spare copies.
4. The Chief Engineer (N) IPH Deptt., Dharamshala
With 20 spare copies.
5. The Controller Printing & Stationery, H.P.Govt. Press, Shimla-171005,
for publication in the Rajpatra.
6. A.L.D.(H) Law Deptt., H.P. Sectt.

Sd./-

Additional Secretary (IPH) to the
Govt. of Himachal Pradesh Shimla-2.

Annexure-A.

Recruitment and Promotion Rules for the post of Peon Class-IV (Non-Gazetted) in the Department of Irrigation and Public Health Himachal Pradesh.

1. Name of the post: Peon (For Circle wise cadre)

2. Number of posts: 363 (Three hundred and sixty three)

Circle wise break up as under:

Sr.No.	Name of Circle.	Circle wise sanctioned strength of Peons.
--------	-----------------	---

1.	IPH Circle Sundernagar	48 Nos.
2.	IPH Circle Chamba	29 Nos.
3.	IPH Circle Kullu	24 Nos.
4.	IPH Circle Dharamshala	27 Nos.
5.	IPH Circle Nurpur	21 Nos.
6.	IPH Circle Rampur	46 Nos.
7.	IPH Circle Shimla-9	49 Nos.
8.	IPH Circle Nahan	47 Nos.
9.	IPH Circle Una	26 Nos.
10.	IPH Circle Hamirpur	39 Nos.
11.	SE Mech. Shimla	2 Nos.
12.	SE Mech. Tube Well Divn. Gagret.	5 Nos.

Total: 363 Nos.

3. Classification: Class-1V (Non-Gazetted)

4. Scale of pay (be given in expended notation): Rs.750-30-950-35-1160-40-1320-45-1350 (with start of Rs. 770).

5. Whether Selection post or Non-Selection post : Non-Selection.

6. Age for direct Recruitment: Between 18 years to 35 years.

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on adhoc or on contract basis.

Provided further that if a candidate appointed on adhoc basis had become overage on the date when he was appointed as such he shall not be eligible for any relaxation in the prescribed age limit by virtue of his such adhoc or contract appointment.

Provided further that upper age limit is relax bale for Scheduled Castes / Scheduled Tribes / Other categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government.

Provided further that the employee of all the Public Sector Corporations & Autonomous Bodies who happened to be Government servants before absorption in Public Sector Corporation / Autonomous Bodies at the time of initial constitutions of such Corporations/Autonomous Bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, how ever, be admissible to such staff of the Public Sector Corporation/Autonomous Bodies who were/ are subsequently appointed by such Corporation/Autonomous Bodies & who are/were finally absorbed in the service of such Corporation/Autonomous Bodies after initial constitution of the Public Sector/ Corporation/Autonomous Bodies.

1. Age limit for direct recruitment will be reckoned on the first day of the year in which the post (s) is /are advertised for inviting application or notified to the Employment Exchanges or as the case may be;
 2. Age and experience in the case of direct recruitment is relax able at the discretion of the State Government in case the candidate is other-wise well qualified.
7. Minimum Educational and other qualifications required for direct recruits:
- (a) Essential:
Should be a Middle pass from H.P. Board of School Education any other recognized Institution.
 - (b) Desirable Qualifications
Knowledge of customs manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.

8. Whether age and Educational qualifications prescribed for direct recruits will apply in the case of the promotees: 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 recorded 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:
- (i) 75 % by transfer from Chowkidar/Sweeper.
 - (ii) 25 % by transfer from Beldar.
11. In case of recruitment by promotion, deputation, transfer, grade from which regular promotion/deputation transfer is to be made. By transfer from amongst the following:-
- (i) 75 % by transfer from amongst Chowkidar/Sweeper with 5 years service or regular combined with Continuous adhoc (rendered upto 31.3.1991) service if any failing which by direct recruitment.
- For the purpose of promotion a combined seniority based on length of service of eligible incumbents shall be prepared without disturbing their inter-se-seniority.
- (ii) 25 % by transfer from amongst work charged Beldars with 5 years regular service as work charged, failing which by direct recruitment.
 - (iii) For the purpose of promotion a following 4 point roster shall be followed:-
 - Ist Post – Chowkidar / Sweeper.
 - 2nd Post- -do-
 - 3rd Post- -do-

4th Post- to work charged
Beldar and repeat on .

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 condition :-
 - (i) that in all cases where a junior persons becomes eligible for consideration by virtue of his total length of service (including the service rendered on adhoc basis upto 31.3.91) 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 persons in the field of consideration;

Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service of at least three years or that prescribed in the recruitment and promotion rules for the post, whichever is less:

Provided further that where a person becomes ineligible to be considered for promotion on account of the recruitments of the proceedings 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 rendered the junior incumbents ineligible for consideration for promotion if the senior ineligible persons happened to be Ex-servicemen recruited under the provisions of Rules-3 of Demobilized Armed Forces Personnel (Reservation of vacancies in Himachal Pradesh State Non-Technical Services) Rules, 1972 and having been given the benefit of seniority there under; or recruited under the provision of Rule-3 Ex-Serviceman (Reservation of vacancies in the Himachal Pradesh technical service) Rule, 1985 and having been given the benefit of seniority there under.

- (2) Similarly, in all cases of confirmation adhoc service rendered on the feeder post upto 31.3.91, 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 31.3.91 shall remain unchanged.

12. If a Departmental promotion committee exists, what is its Composition: As may be constituted by the Govt.. from time to time.
13. Circumstances under which the H.P.P.S.C. is to be consulted in making recruitment: As required under the Law.
14. Essential requirement for direct recruitment: A candidate for appointment to any service or post must be:-
- (a) A Citizen of India, or
 - (b) a subject of Nepal, or
 - © a subject of Bhutan, or
 - (d) a Tibetan refugee who came over to India before the 1st January, 1962 with intention of permanently settling in India;
 - (e) a person of India original who has migrated from Pakistan, Burma, Sri-Lanka, East African Countries of Kenya, Uganda, the United Republic of Tanzania (Formerly Tanzanvika and Zanzibar), Zambia, Malwa, Zaire and Ethopia with the intension 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 Govt. of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Himachal Pradesh, Public Service Commission or other recruiting Authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Government of India.

15. Selection for appointment to post by direct recruitment:

Selection for appointment to the post in the case of direct recruitment shall be made on the basis of viva-voca test, in Himachal Pradesh Public Service Commission or other recruiting authority as the case may be, so consider necessary or expedient by a written test or practical test, the standard / syllabus etc. of which, will be determined by the Commission / Other recruiting authority as the case may be.

16. Reservation:

The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Castes /Scheduled Tribes / Backward Classes / Other Categories of Persons issued by the Himachal Pradesh Govt. from time to time

17. Powers to Relax:

Were the State Govt. is of the opinion that it is necessary or expedient to do so, it may, be order for reasons to be recorded in writing relax any of the provisions of these rules with respect to any class or category of persons of posts.

AMENDMENT

Authoritative English text of this Department Notification No. IPH -A (3) 13/95, dated 5.4.2000 as required under clause (3) of Article 348 of Constitution of India.

Government of Himachal Pradesh
Irrigation and Public Health Department.

No.IPH -A (3) 13/95, Dated: Shimla-2, the 5.4.2000

NOTIFICATION

In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor, Himachal Pradesh, is pleased to make the following rules, to amend the Himachal Pradesh Department of Irrigation & Public Health Peon (Circle Cadre) Class-IV (Non-Gazetted) Recruitment and Promotion Rules, 1996, notified vide this Department Notification of even number dated 14.10.96 namely:-

- | | |
|-------------------------------------|--|
| SHORT TITLE AND 1.
COMMENCEMENT: | (i) These rules shall be called the Himachal Pradesh, Department of Irrigation and Public Health, Peon (Circle Cadre) Class-IV (Non-Gazetted) Recruitment and Promotion (First Amendment) Rules, 2000. |
| | (ii) These rules shall come into force from the date of Publication in Rajpatra, Himachal Pradesh. |
| AMENDMENT IN 2.
ANNEXURE-'A': | In Annexure-'A' of Himachal Pradesh Department of Irrigation & Public Health Peon (Circle Cadre) Class-IV (Non-Gazetted) Recruitment and promotion Rules, 1996. |
| | (a) For the existing provisions against Col. No.4 the following shall be substituted namely: -
Rs. 2520-100-3220-110-3660-120-4140 (with a start of Rs. 2620/-). |
| | (b) For the existing provisions against Col. No.6 the following shall be substituted namely: -
“ Between 18 to 38 years.” |

By order,

F.C.-cum- Secretary (IPH) to the
Government of Himachal Pradesh.

Endst.No. As above, Dated: Shimla-2, the 5.4.2000.

Copy forwarded to: -

1. All the Secretaries / Heads of Departments in H.P.
2. The Secretary (Personnal) to the Govt. of H.P.with reference to his letter No. Per (AP) C-B (19) 2/98 dated 22.4.99 and Per (AP) 11 (B) (2) 3/84 dated 27.3.98.
3. The Engineer-in-Chief /All Chief Engineers in I&PH Department Himachal Pradesh.
4. The Controller Printing and Stationery, H.P. Govt. Press Shimla-171005, for publication in the Rajpatra.
5. The A.L.D. (English) Opinion Cell, Law Department, H.P. Sectt. Shimla-171002.
6. Guard file.

Sd./-
Under Secretary (IPH) to the
Government of Himachal Pradesh.
