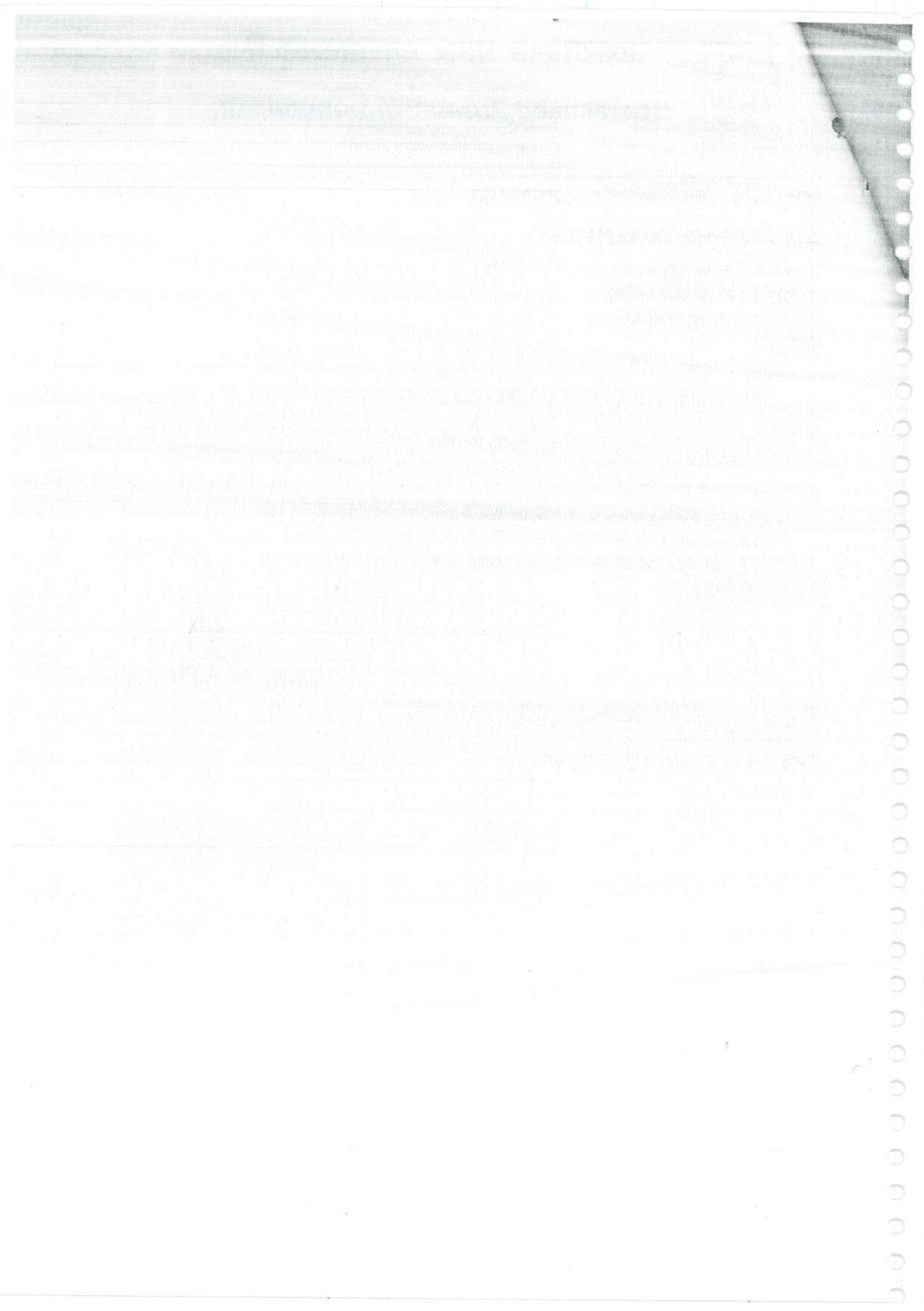




The Uttar Pradesh (Government Servants' Conduct Rules, 1956

1. Short Title -

These rules may be called the Uttar Pradesh Government Servants' Conduct Rules, 1956.

2. Definitions -

In these rules unless the context otherwise requires -

- (a) "Government" means the Government of Uttar Pradesh;
- (b) "Government servant" means a person appointed to public services and posts in connection with the affairs of the State of Uttar Pradesh;

Explanation -

A government servant whose services are placed' at the disposal of a company, a corporation, an organisation, a 'local authority the Central Government or the Government of another State by the U.P. Government, shall, for the purposes of these rules be deemed to be a government servant notwithstanding that his salary is drawn from sources other than from the Consolidated Fund of Uttar Pradesh:

- (c) "Member of the family" in relation to government servant includes -
 - (i) the wife, son, step-son, un- married daughter, or unmarried step-daughters of such government servant whether residing with him or not and in relation to a government servant who is a woman, the husband residing with her and dependent on her, and
 - (ii) any other person related whether by blood or by marriage, to the government servant or to such government servant's wife or her husband, and wholly dependent on such government servant, but does not include a wife or husband legally separated from the government servant or a son, step-son, unmarried daughter or unmarried step-daughter who is no longer, in any way dependent upon him or her, or of whose custody, the government servant has been deprived by law.

3. General -

- (1) Every government servant shall at all times maintain absolute integrity and devotion to duty.
- (2) Every government servant shall at all time conduct himself in accordance with the specific or implied orders of Government regulating behavior and conduct which may be in force.

4. Equal treatment for all -

- (1) Every government servant shall accord equal treatment to people irrespective of their caste, sect or religion.
- (2) No government servant shall practice untouchability in any form.

4-A. Consumption of intoxicating drinks and drugs -

A government servant shall-

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- (a) strictly abide by any law relating to intoxicating drinks or drugs in force in any area in which he may happen to be for the time being;
 - (b) not be under the influence of any intoxicating drink or drug during the course of his duty and shall also take due care that the performance of his duty at any time is not affected in any way by the influence of such drink or drug;
 - (c) refrain from consuming any intoxicating drink and drug in a public place;
 - (d) not appear in a public place in a state of intoxication;
 - (e) not use any intoxicating drink or drug to excess.

Explanation -

For the purposes of this rule, 'public place' means any place or premises (including a conveyance) to which the public have or are permitted to have access, whether on payment or otherwise.

5. Taking part in politics and election -

- (1) No government servant shall be a member of, or be otherwise associated with, any political party or any organization which takes part in politics, nor shall he take part in, subscribe in aid of, or assist in any other manner, any movement or organization which is, or tends directly or indirectly to be subversive of the Government as by law established.
- (2) It shall be the duty of every government servant to endeavor to prevent any member of his family from taking part in, subscribing in aid of, or assisting in any other manner any movement or activity which is, or tends directly or indirectly, to be, subversive of the Government as by law established and where a government servant, fails to prevent a member of his family from taking part in, or subscribing in aid of, or assisting in any other manner, any such movement or activity, he shall make a report to that effect to the Government.

5-A Demonstration and strikes-No government servant shall -

- (1) engage himself or participate in any demonstration which is prejudicial to the interest of the sovereignty and integrity of India, the security of the State, friendly relations with foreign States, public order, decency or morality, or which involves contempt of court, defamation or incitement to an offence, or
- (2) resort to or in any way abet, any form of strike in connection with any matter pertaining to his service or the service of any other government servant,

5-B Joining of associations by government servants -

No government servant shall join, or continue to be a member of an association, the objects or activities of which are prejudicial to the - interest of the sovereignty and integrity of India or public order or morality.

6. Connection with press or radio -

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No government servant shall join, or continue to be a member of an association, the objects or activities of which are prejudicial to the - interest of the sovereignty and integrity of India or public order or morality.

6. Connection with press or radio -

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- (1) No government servant shall except with the previous sanction of the Government, own wholly or in part or conduct or participate in editing or managing of any newspaper or other periodical publication.
- (2) No government servant, shall, except with the previous sanction of the Government or any other authority empowered by it in this behalf, or in the bonafide discharge of his duties, participate in a radio broadcast or contribute any article or write any letter, either anonymously or in his own name or in the name of any other person to any newspaper or periodical:

Provided that no such sanction shall be required if such broadcast or such contribution is of a purely literary, artistic or scientific character.

7. Criticism of Government -

No government servant shall in any radio broadcast or in any document published anonymously or in his own name. or in the name of any person or in any communication to the Press or in any public utterance, make any statement of fact or opinion -

- (i) which has the effect of any adverse criticism of any decision of his superior officers or of any current or recent policy or action of the Uttar Pradesh Government or the Central Government or the Government of any other State or a local authority; or
- (ii) Which is capable of embarrassing the relations between the Uttar Pradesh Government and Central Government or the Government of any other State; or
- (iii) Which is capable of embarrassing the relations between the Central Government and the Government of any foreign State;

Provided that nothing in this rule shall apply in any statement made or views expressed by a government servant in his official capacity or in the due performance of the duties assigned to him.

8. Evidence before committee or any other authority

- (1) Same as provided in sub rule (3) no government servant shall, except with the previous sanction of the Government, give evidence in connection with any enquiry conducted by any person, committee or authority.
- (2) Where any sanction has been accorded under sub-rule (1) no government servant giving such evidence shall criticize the policy of the Uttar Pradesh Government, the Central Government or any other State Government.
- (3) Nothing in the rule shall apply to -
 - (a) evidence given at an enquiry before an authority appointed by the Government by the Central Government. by the Legislature of Uttar Pradesh or by Parliament, or
 - (b) evidence given in any judicial enquiry.

9. Unauthorized communication of information -

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No government servant shall except in accordance with any general or special order of the Government or in the performance in good faith, of the duties assigned to him communicate directly or indirectly, any official document or information to any government servant or any other person to whom he is not authorised to communicate such document or information.

Explanation -

Quotation by a government servant in his representation to his official superiors, - of or from the notes on any file shall amount to unauthorized communication of information within the meaning of this rule.

Subscription -

A government servant may, with the previous sanction of the Government ask for, or accept or participate in the raising of a subscription or other pecuniary assistance for a charitable, purpose connected with medical relief education or other objects of public utility but it shall not be permissible for him to ask for subscription etc. for any other purpose whatsoever.

11. Gifts -

A government servant shall not without previous approval of the government -

- (a) accept directly or indirectly on his own behalf or on behalf of any other person, or
- (b) permit any member of his family, who is dependent on him to accept any gift, gratuity or reward from any person other than a close relation:

Provided that he may accept or permit any member of his family to accept from a personal friend a wedding present or a present on a ceremonial occasion, of a value not exceeding Rs.51. All government servants shall, however, use their best endeavor to discharge even the tender of such presents

12. Acceptance of gift etc. by Medical Officer -

Subject to the departmental rules governing the question, a medical officer may accept any gift, gratuity or reward of a value not exceeding Rs. 51 offered in good faith by any person or body of person in recognition of his professional services. If however, the value of the gift, etc, exceeds Rs. 51, it shall be reported to the Government.

13. Presentation of trowels etc. at ceremonial function -

A government servant may, with the previous sanction of the Government, accept for himself any trowel key or other similar article, offered to him at a ceremonial function, such as the laying of a foundation stone or the opening of a public building.

14. Public demonstrations in honour of government servants -

No government servant shall, except with the previous sanction of the Government receive any complimentary or valedictory address, or accept any testimonial or attend any meeting or public entertainment held in his honour or in the honour of any other government servant:

Provided that nothing in this rule shall apply to a farewell entertainment of a substantially private or informal character and held in honour of a government servant on the occasion of his

retirement or transfer or of any person who has recently quitted service of the government.

15. Private trade or employment -

No government servant shall except with the previous sanction of the Government engage directly or indirectly in any trade, business or undertake any employment:

Provided that a government servant may, within such sanction undertake honorary work of a social or charitable nature or occasional work of a literary, artistic or scientific character, subject to the condition that his official duties do not thereby suffer and that he informs his Head of Department, and when he is himself the Head of the Department, the Government within one month of *his* undertaking such work, but he shall not undertake or shall discontinue, such work if so directed by the Government.

16. Registration, promotion and management of companies -

No government servant, shall, except with the previous sanction of the Government, take part in the registration, promotion or management of any bank or other company registered under the Indian Companies Act, 1913, or under any other law for the time being in force:

Provided that a government servant may take part in the registration promotion or management of a co-operative society registered under the Co-operative Society Act, 1912 (Act II of 1912) or under any other law for the time being in force, or of a literary, scientific or charitable society registered under the Societies Registration Act, 1860 (Act XXI of 1860), or under any corresponding law in force.

17. Insurance business -

A government servant shall not permit his wife or any other relative who is either wholly dependent on him or is residing with him to act as an insurance agent in the same district in which he is posted.

18. Guardianship of minors -

A government servant may not, without the previous sanction of the appropriate authority, act as a legal guardian of the person or property of a minor other than his dependent.

19. Action in respect of a relation -

- (1) Where a government servant submits any proposal or opinion or takes any other action, whether for or against any individual related to him, whether the relationship be distant or near, he shall with every such proposal opinion or action, expressly state whether the individual is or is not related to him and if so related the nature of the relationship
- (2) Where a government servant has by any law, rule or order in force power of deciding Finally any proposal, opinion or any other action and that proposal, opinion or action is in respect of an individual related to him, whether the relationship be distant or near and whether that proposal, opinion or action affects the individuals favorably or otherwise he shall not take a decision, but shall submit the case to his superior officer after explaining the reasons and the

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nature of relationship.

20. Speculation -

- (1) No government servant shall speculate in any investment..

Explanation -

The habitual purchase or sale of securities of a notoriously fluctuating value shall be deemed to be speculation in investments within the meaning of this rule.

- (2) If any question arise whether a security or investment is of the nature referred to in sub-rule (1), the decision of the Government thereon shall be final.

21. Investments

- (1) No government servant shall make, or permit his wife or any member of his family to make any investment likely to embarrass or influence him in the discharge of his official duties.
- (2) If any question arise whether a security or investment is of the nature referred to above, the decision of the Government thereon shall be final.

22. Lending and borrowing

- (1) No government servant shall, except with the previous sanction of the appropriate authority, lend money to any person possessing land or valuable property within the local limits of his authority, or at interest to any person:

Provided that a government servant may make an advance of pay to a private servant, or give a loan of a small amount free of interest to the personal friend or relative even if such person possess land within local limits of his authority.

- (2) No government servant shall, save in the ordinary course of business with a bank, co-operative society or a firm of standing borrow money from, or otherwise place himself under pecuniary obligation to any person within the local limits of his authority, nor shall he permit any member of his family except with the previous sanction of the appropriate authority to enter into any such transaction:

Provided that a government servant may accept a purely temporary loan of small amount free of interest from a personal friend or relative or operate a credit account with a bonafide tradesman.

- (3) When a government servant is appointed or transferred to a post of such a nature as to involve him in the breach of any of the provisions of sub-rule (1) or sub-rule (2), he shall forthwith report the circumstances to the appropriate authority, and shall, thereafter act in accordance with such orders as may be passed by the appropriate authority,
- (4) The appropriate authority in the case of government servants who are gazetted officers shall be the Government and in other cases the Head of the Office.

23. Insolvency and habitual indebtedness -

A government servant shall so manage his private affairs as to avoid habitual indebtedness

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or insolvency. A government servant who becomes the subject of legal proceedings for insolvency shall forthwith report the full facts to the head of the office or department in which he is employed.

24. Movable, immovable and valuable property -

- (1) No government servant shall, except with the previous knowledge of the appropriate authority, acquire or dispose of any immovable property by lease, mortgage, purchase, sale, gift or otherwise, either in his own name or in the name of any member of his family:

Provided that any such transaction conducted otherwise than through a regular and reputed dealer shall require the previous sanction of the appropriate authority.

25. Vindication of acts and character of government servants -

No government servant shall except with the previous sanction of the Government, have recourse to the press for the vindication of any official act which has been the subject-matter of adverse criticism or an attack of defamatory character.

Explanation -

Nothing in this rule shall be deemed to prohibit a government servant from vindicating his private character or any act done by him in private capacity.

*26. (Deleted vide notification No. 3116/11-8-32-52, dated the 13th August, 1960).

27. Canvassing of non-official or other outside influence -

No government servant shall bring or attempt to bring whether himself personally or through a member of his family, any political or other outside influence to bear upon any question relating to his interest in respect of matters pertaining to his service.

Explanation -

Any act done by the wife or husband, as the case may be, or any member of the family of a government servant and falling within the purview of this rule, shall be presumed to have been done at the instance, or with the connivance of the government servant concerned, unless the contrary shall have been proved.

27.A- Representations by Government servants

No government servant shall whether personally or through a member of his family, make any representation to Government or any other authority except through the proper channel and in accordance with such directions as the Government may issue from time to time. The Explanation to Rule 27 shall apply to this rule also.

28. Unauthorised pecuniary arrangements

No government servant shall enter into any pecuniary arrangement with another government servant or any other person so as to afford any kind or advantage to either or both of them in any unauthorized manner or against the specific, or implied provisions of any rule for the time being in force.

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29. Bigamous marriages -

- (1) No government servant who has a wife living shall contract another marriage without first obtaining the permission of the Government, notwithstanding that such to him.
- (2) No female government servant shall marry any person who has a wife living without first obtaining the permission of the Government.

30. Proper use of amenities -

No government servant shall misuse, or carelessly use, amenities provided for him by the Government to facilitate the discharge of his public duties.

31. Payment for purchases -

Unless payment by installments is customary, or specially provided, or a credit account is maintained with a bonafide tradesman, no government servant shall withhold prompt and full payment for the article purchased by him whether the purchases are made on tour or otherwise.

32. Use of services without payment -

No government servant shall without making proper and adequate payment, avail himself of any service or entertainment for which a hire or price or admission fee is charged.

33. Use of conveyances belonging to others -

No government servant shall, except in exceptional circumstances, use a conveyance belonging to a private person or government servant who is subordinate to him.

34. Purchases through subordinates -

No government servant shall himself ask or permit his wife, or any other member of his family living with him to ask any government servant who is subordinate to him, to make purchases, locally or from outstation, on behalf of him, his wife or other member of his family, whether on advance payment or otherwise:

Provided that this rule shall not apply to the purchases which the inferior staff attached to the government servant may be required to make.

35. Interpretation:

If any question arises relating to the interpretation of these rules, it shall be referred to the Government whose decision thereon shall be final.

36. Repeal and saving:

Any rules corresponding to these rules in force immediately before the commencement of these rules and applicable to government servant under the control of the Government of Uttar

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