

[Authorised English Translation]

HARYANA GOVERNMENT
FOOD AND SUPPLIES DEPARTMENT
(Legal Metrology Organisation)

Notification

The 5th April, 2001

No. G.S.R. 11/Const./Art. 309/2001.—In exercise of the powers conferred by the proviso to article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor of Haryana hereby makes the following rules regulating the recruitment and conditions of service of persons appointed to the Haryana Food and Supplies Department (Legal Metrology Organisation)-sub-office (Group C) Service, namely :-

(1) These rules may be called the Haryana Food and Supplies Department (Legal Metrology Organisation)-sub-office (Group C) Service Rules, 2001.

Short Title

(2) They shall come into force on the date of their publication in the official Gazette.

2. In these rules unless the context otherwise requires,—

Definitions

- (a) "Commission" means the Haryana Staff Selection Commission;
- (b) "direct recruitment" means an appointment made otherwise than by promotion from within the service or by transfer of an official already in the service of Government of India or any State Government;
- (c) "Controller" means the Controller Legal Metrology Organisation, Haryana;
- (d) "Government" means the Haryana Government in the Administrative Department;
- (e) "recognised University" means :—
- (i) any University incorporated by law in India; or
 - (ii) in the case of degree, diploma or certificate obtained as a result of an examination held before the 15th August, 1947 the Punjab, Sind or Dacca University; or
 - (iii) any other university which is declared by the Government to be a recognised university for the purpose of these rules;
- (f) "institution" means :-
- (i) any institution established by law in force in the State of Haryana; or

5. No person shall be appointed to any post in the Service by direct recruitment who is less than seventeen years or more than forty years of age on the last date of submission of application to the Commission or any other recruiting authority.

Age

6. Appointment to the posts in the Service shall be made by the Controller.

Appointing
authority

7. No person shall be appointed to any post in the Service unless he is in possession of qualifications and experience specified in column 3 of Appendix B to these rules in the case of direct recruitment and those specified in column 4 of the aforesaid Appendix in the case of appointment other than by direct recruitment:

Qualifications

Provided that in case of direct recruitment, the qualifications regarding experience shall be relaxable to the extent of 50% at the discretion of the Commission or any other recruiting authority in case sufficient number of candidates belonging to Scheduled Castes, Backward Classes, Ex-servicemen and Physically Handicapped categories possessing the requisite experience are not available to fill up the vacancies reserved for them, after recording reasons for so doing in writing.

8. No persons;

Disqualifications

- (a) Who has entered into or contracted a marriage with a person having a spouse living; or
- (b) who having a spouse living, has entered into or contracted a marriage with any person;

shall be eligible for appointment to any post in the Service :

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and there are other grounds for so doing, exempt any person from the operation of this rule.

9. (1) Recruitment to the Service shall be made,—

Method of
recruitment

- (a) in the case of Deputy Superintendent—
 - (i) by promotion from amongst Assistant-cum-Accountant of Legal Metrology Organisation; or
 - (ii) by transfer or deputation of an official already in the service of any State Government or the Government of India;
- (b) in the case of Assistant-cum-Accountant—
 - (i) by promotion from amongst Clerks of Legal Metrology Organisation; or
 - (ii) by transfer or deputation of an official already in the service of any State Government or the Government of India;

shall be made on seniority-cum-merit basis and seniority alone shall not confer any right to such promotions.

10. (1) Persons appointed to any post in the Service shall remain on probation for a period of two years, if appointed by direct recruitment and one year, if appointed otherwise :

Probation

Provided that —

- (a) any period, after such appointment spent on deputation on a corresponding or a higher post shall count towards the period of probation;
 - (b) any period of work in equivalent or higher rank, prior to appointment to the Service may, in the case of an appointment by transfer, at the discretion of the appointing authority, be allowed to count towards the period of probation fixed under this rule; and
 - (c) any period of officiating appointment shall be reckoned as period spent on probation but no person who has so officiated shall, on the completion of the prescribed period of probation be entitled to be confirmed, unless he is appointed against a permanent vacancy.
- (2) If, in the opinion of the appointing authority the work or conduct of a person during the period of probation is not satisfactory, it may,—
- (a) if such person is appointed by direct recruitment dispense with his service; and
 - (b) if such person is appointed otherwise than by direct recruitment—
 - (i) revert him to his former post; or
 - (ii) deal with him in such other manner as the terms and conditions of the previous appointment permit.
- (3) On the completion of the period of probation of a person, the appointing authority may—
- (a) if his work or conduct has, in its opinion been satisfactory,—
 - (i) confirm such person from the date of his appointment if appointed against a permanent vacancy; or
 - (ii) confirm such person from the date from which a permanent vacancy occurs, if appointed against a temporary vacancy; or

12. (1) A member of the service shall be liable to serve at any place whether within or outside the State of Haryana on being ordered to do so by the appointing authority.

Liability to serve.

(2) A member of the service may also be deputed to serve as under,—

- (i) a company, an association or a body of individuals whether incorporated or not, which is wholly or substantially owned or controlled by the State Government, municipal corporation or a local authority or university within the State of Haryana; or
- (ii) the Central Government or a company, an association or a body of individuals, whether incorporated or not, which is wholly or substantially owned or controlled by the Central Government; or
- (iii) any other State Government or an international organisation, autonomous body not controlled by the Government, or a private body:

Provided that no member of the Service shall be deputed to serve the Central Government or any other State Government or any organisation or body referred to in clauses (ii) or (iii) except with his consent.

13. In respect of pay, leave, pension and all other matters, not expressly provided for in these rules, the members of the Service shall be governed by such rules and regulations as may have been, or may hereafter be, adopted or made by the competent authority under the constitution of India or under any law for the time being in force made by the State Legislature.

Pay, leave, pension and other matters.

14. (1) In matters relating to discipline, penalties and appeals, member of the Service shall be governed by the Haryana Civil Services (Punishment and Appeal) Rules, 1987, as amended from time to time:

Discipline, penalties and appeals.

Provided that the nature of penalties which may be imposed, the authority empowered to impose such penalties and appellate authority shall, subject to the provisions of any law or rules made under article 309 of the Constitution of India be such as are specified in Appendix C to these rules.

(2) The authority competent to pass an order under clause (c) or clause (d) of sub-rule (1) of rule 9 of the Haryana Civil Services (Punishment and Appeal) Rules, 1987, and the appellate authority shall be as specified in Appendix D to these rules.

15. Every member of the Service shall get himself vaccinated or revaccinated as and when the Government so directs by a special or general order.

Vaccination.

Appendix B

(See Rule 7)

Serial No.	Designation of Posts	Academic qualifications and experience, if any, for direct recruitment	Academic qualifications and experience, if any, for appointment other than by direct recruitment
1	2	3	4
1.	Deputy Superintendent	—	<p>By Promotion</p> <p>Seven years experience as Assistant-cum-Accountant in Legal Metrology Organisation.</p> <p>By Transfer or Deputation</p> <p>(i) Seven years experience as Assistant-cum-Accountant</p> <p>(ii) Knowledge of Hindi upto Matric standard.</p>
2.	Assistant-cum-Accountant	—	<p>By Promotion</p> <p>Eight years experience as Clerk in Legal Metrology Organisation.</p> <p>By Transfer or Deputation</p> <p>(i) Eight years experience as clerk.</p> <p>(ii) Knowledge of Hindi upto Matric standard.</p>
3.	Inspector Legal Metrology	<p>(i) Graduate of a recognised University (with physics as one of the subjects), technology or engineering, or holds a recognised diploma in engineering, and</p> <p>(ii) Knowledge of Hindi upto Matric standard.</p> <p>(iii) The persons appointed to the post of inspector shall have to successfully complete the basic training course at the</p>	<p>By Promotion</p> <p>(i) Seven years experience as Manual Assistant; and</p> <p>(ii) Graduate of a recognised University (with physics as one of the subjects), technology or engineering, or holds a recognised diploma in engineering; and</p> <p>(iii) The persons appointed to the post of Inspector shall have to successfully complete the basic training</p>

1	2	3	4
4. Equipment Repairer	<ul style="list-style-type: none"> (i) Diploma in Mechanical Engineering or, graduate with physics from a recognised University; (ii) Knowledge of Hindi upto Matric Standard. 	<p>60 of 1976), before he is considered for confirmation to the post.</p> <ul style="list-style-type: none"> (i) Diploma in Mechanical Engineering or, graduate with physics from a recognised University; (ii) Knowledge of Hindi upto Matric Standard. 	
5. Steno-typist	<ul style="list-style-type: none"> (i) Matric or its equivalent; (ii) Knowledge of Hindi upto Matric Standard; (iii) English Shorthand at 80 words per minute and transcription thereof at 15 words per minute or Hindi Shorthand at 64 words per minute and transcription thereof at 11 words per minute. 	<p>By Promotion</p> <ul style="list-style-type: none"> (i) Three years experience as Clerk in Legal Metrology Organisation; and (ii) English Shorthand at 80 words per minute and transcription thereof at 15 words per minute or Hindi Shorthand at 64 words per minute and transcription thereof at 11 words per minute. 	
6. Clerk	<ul style="list-style-type: none"> (i) Matric and its equivalent; (ii) Knowledge of Hindi upto Matric Standard; (iii) Should have to qualify the departmental type test in Hindi 	<p>By Transfer or Deputation</p> <ul style="list-style-type: none"> (i) Matric or its equivalent; (ii) Knowledge of Hindi upto Matric Standard; (iii) English Shorthand at 80 words per minute and transcription thereof at 15 words per minute or Hindi Shorthand at 64 words per minute and transcription thereof at 11 words per minute. <p>By Promotion</p> <ul style="list-style-type: none"> (i) Matric with Hindi, or its equivalent; (ii) Five years experience as Daftri/Peon/Chowkidar or 	

(1a)

Appendix C
(See Rule 14(1))

Sr. No.	Designation of posts	Appointing authority	Name of penalty	Authority empowered to impose penalty	Appellate authority	Second appellate authority, if any
1	2	3	4	5	6	7
1.	Deputy Superintendent	Controller	(1) Minor Penalties (i) warning with copy in the personal file, (character roll); (ii) censure; (iii) withholding of promotion; (iv) recovery from pay of the whole or part of any pecuniary loss caused by negligence or breach of orders, to the Central Government or to a State Government or to a company and association or a body of individuals whether incorporated or not, which is wholly or substantially owned or controlled by the Government or to a local authority or University set up by an Act of Parliament or of the Legislature of a State; and (v) withholding of increments of pay without cumulative effect;	Controller	Government	—
2.	Assistant-cum-Accountant					
3.	Inspector Legal Metrology					
4.	Equipment Repairer					
5.	Steno-typist					
6.	Clerk					
7.	Manual Assistant					
			(2) Major Penalties (vi) withholding of increments of pay with cumulative effect. (vii) reduction to a lower stage in the time scale of pay for a specified period, with further directions as to whether or not the Government employee will earn increments of			

Appendix D

[See Rule 14 (2)]

Sr. No.	Designation of Posts	Nature of order	Authority empowered to make order	Appellate authority	Final and appellate authority; if any
1	2	3	4	5	6
1.	Deputy Superintendent	(i) Reducing or withholding the amount of ordinary or additional pension admissible under the rules governing pension; and	Controller	Government	—
2.	Assistant-cum-Accountant				
3.	Inspector Legal Metrology				
4.	Equipment Repairer	(ii) terminating the appointment otherwise than on his attaining the age fixed for superannuation			
5.	Steno-typist				
6.	Clerk				
7.	Manual Assistant				

DHARAMVIR

Commissioner & Secretary to Government, Haryana,
Food & Supplies Department, Chandigarh.