

[Authorised English Translation]

HARYANA GOVERNMENT

FOOD AND SUPPLIES DEPARTMENT

Notification

The 12th March, 1998

No. GSR123Const./Art./309/98.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Haryana hereby makes the following rules regulating the recruitment and conditions of service of persons appointed to the Haryana State Consumer Disputes Redressal Commission and District Forums (Group B) Service, namely :—

PART—I GENERAL

Short title:

1. (1) These rules may be called the Haryana State Consumer Disputes Redressal Commission and District Forums (Group B) Service Rules, 1998.

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

Definitions:

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

(a) "Commission" means the Haryana Public Service Commission ;

(b) "District Forum" means District Consumer Disputes Redressal Forum ;

(c) "State Commission" means the Haryana State Consumer Disputes Redressal Commission ;

(d) "Government" means the Haryana Government in the Administrative Departments ;

(e) "institution" means,—

(i) any institution established by law in force in the State of Haryana ;

or

(ii) any other institution recognised by the Government for the purpose of these rules ;

(f) "President" means the President of the Haryana State Consumer Disputes Redressal Commission.

(g) "recognised university" means,—

- (i) any University incorporated by law in India ;
- (ii) in the case of degree, diplomas or certificate obtained as a result of an examination held before the 15th August, 1947, the Punjab, Sind or Dacca university ;
- (iii) any other university which is declared by the Government to be a recognised university for the purpose of these rules ;
- (h) "Service" means the Haryana State Consumer Disputes Redressal Commission and District Forums (Group B) Service ;
- (i) "Secretary" means the Secretary of the Haryana [State Consumer] Disputes Redressal Commission ;

PART—II RECRUITMENT TO SERVICE

Number and Character of post.

3. The Service shall comprise the posts shown in Appendix-A to these rules ;

Provided that nothing in these rules shall effect the inherent right of the Government to make additions to, or reductions in, the number of such posts or to create new posts with different designations and Scales of pay, either permanently or temporarily.

Nationality, domicile and character of candidates appointed to Service:

4. (1) No person shall be appointed to any post in the Service, unless he is,—

- (a) a citizen of India ; or
- (b) a subject of Nepal ; or
- (c) a subject of Bhutan ; or
- (d) a Tibetan refugee who came over to India before the 1st day of January, 1962 with the intention of permanently settling in India ; or
- (e) a person of Indian origin who has migrated from Pakistan, Burma, Sri Lanka or any of the East African Countries of Kenya, Uganda, 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 person belonging to any of the categories (b), (c), (d) or (e) 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 any 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.

(3) No person shall be appointed to any post in the Service by direct recruitment, unless he produces a certificate of character from the Principal Academic Officer of the University College, School or Institution last attended, if any, and similar certificate from two other responsible persons, not being his relatives, who are well acquainted with him in his private life and are unconnected with his University, College, School or Institution.

Age:

5. No person shall be appointed to any post in the Service by direct recruitment who is less than twenty one years or more than thirty five years of age, on or before the last date of submission of applications. In the case of members of the Scheduled Castes, and other reserve categories, maximum age limit for appointment to the Service will be such as may be prescribed by the Haryana Government from time to time.

Appointing Authority:

6. Appointments to all (Group B) posts shall be made by the Government on the recommendation of the President.

Qualifications :

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 appointment by transfer by or on deputation and those specified in column 4 of the aforesaid Appendix in the case of appointment by promotion :

Provided that in the case of appointment by direct recruitment, the qualifications regarding experience shall be relaxable to the extent of 50 per cent at the discretion of the Commission in case sufficient number of candidates belonging to Scheduled Castes, Backward Classes, Other 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.

Disqualifications :

8. (1) No person,—

(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 Services:

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.

Method of recruitment :

9. Recruitment to the Service shall be made.

STATE COMMISSION

- (a) in the case of Private Secretary,—
 - (i) by promotion from amongst Senior Scale Stenographers of the State Commission ; or
 - (ii) by transfer or deputation of an officer already in the service of any State Government or Government of India or Punjab and Haryana High Court :
- (b) In the case of Superintendent,—
 - (i) by promotion from amongst Assistants or Accountants in the State Commission ; or
 - (ii) by transfer or deputation of an Officer already in the service of any State Government or Government of India, or in the Punjab and Haryana High Court.
- (c) in the case of Reader,—
 - (i) by promotion from amongst Assistants or Accountants in the State Commission ; or
 - (ii) by transfer or deputation of an Officer already in the service of any State Government or Government of India or in the Punjab and Haryana High Court.

DISTRICT FORUM

- (a) in the case of Superintendent,—
 - (i) by promotion from amongst Assistants or Accountants in the District Forums ; or
 - (ii) by transfer or deputation of an Officer already in the service of any State Government or Government of India or in the Punjab and Haryana High Court.

Probation :

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 :

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 any post in 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 period of probation is not satisfactory, it may :—

- (a) if such person is appointed by promotion or by transfer or on deputation,—

(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 permanent vacancy ; or

(ii) confirm such person from the date from which a permanent vacancy occurs, if appointed against a temporary vacancy ; or

(iii) declare that he has completed his probation satisfactorily, if there is no permanent vacancy ; or

- (b) if his work or conduct has, in its opinion, been not satisfactory,—

(i) revert him to his former post or deal with him in such other manner as the terms and conditions of his previous appointment permit ; or

(ii) extend his period of probation and thereafter pass such order, as it could have passed on the expiry of the first period of probation ;

Provided that the total period of probation, including extension, if any, shall not exceed three years.

Seniority :

11. Seniority, *inter se* of members of the Service shall be determined by the length of continuous Service on any post in the Service :

Provided that where there are different cadres in the Service, the seniority shall be determined separately for each cadre :

Provided further that in the case of two or more members appointed on the same date, their seniority shall be determined as follows :—

- (a) a member appointed by promotion shall be senior to a member appointed by transfer ;

- (b) in the case of members appointed by promotion or by transfer, seniority shall be determined according to the seniority of such members in the appointments from which they were promoted or transferred ; and
- (c) in the case of members appointed by transfer from different cadres, their seniority shall be determined according to pay, preference being given to a member, who was drawing a higher rate of pay in his previous appointments ; and if the rates of pay drawn are also the same, then by the length of their Service in the appointments, and if the length of such Service is also the same, the older member shall be senior to the younger member.

Liability to Serve :

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 so to do by the appointing authority.

(2) A member of the Service may also be deputed to serve 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, a municipal corporation or a local authority or university the State of Haryana ;
- (ii) the Central Government or 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, an international organisation, an 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 or any other State Government or any organisation or body referred to in clause (ii) or (iii) except with his consent.

Pay, leave, Pension and other matters :

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 State legislature.

Discipline, Penalties and appeals :

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

Provided that the nature of penalties which may be imposed, the authority empowered to impose such penalties and appellate authority shall be subject to the provisions of any law or rules made under articles 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) rule 9 of the Haryana Civil Services, (Punishment and Appeal) Rules, 1988, and the appellate authority shall also be as specified in Appendix D to these rules.

Vaccinations :

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

Oath of allegiance :

16. Every member of the Service, unless he has already done so, shall be required to take the oath of allegiance to India and to the Constitutions of India as by law established.

Power of relaxation :

17. Where the Government is of the opinion that it is necessary or expedient to do so, it may, by 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.

Special Provision :

18. Notwithstanding anything contained in these rules, the appointing authority may, impose special terms and conditions in the order of appointment, if it is deemed expedient to do so.

Reservations :

19. Nothing contained in these rules shall effect reservation and other concessions required to be provided for Scheduled Castes Backward Classes and other Backward Classes, Ex-Servicemen, Physically handicapped persons or any other class or category of persons in accordance with the orders issued by the State Government in this regard from time to time :

Provided that the total percentage age of reservations so made shall not exceed 50 per cent at any time.

Repeal and Savings :

20. Any rule applicable to the Service and corresponding to any of these rules which is in force immediately before the commencement of these rules is hereby repealed :

Provided that any order made or action taken under the rule so repealed shall be deemed to have been made or taken under the corresponding provision of these rules.

APPENDIX A

[See rule 3]

Sr. No.	Designation	Number of posts		Total	Pay Scale
		Perma- nent	Tempo- rary		
FOR STATE COMMISSION:					
1	Private Secretary	..	1	1	Rs. 2,000—60—2,300—75— 2,900—EB—100—3,500
2	Superintendent	—	1	1	Rs. 2,000—60—2,300—75— 2,900—EB—100—3,500
3	Reader	—	1	1	Rs. 2,000—60—2,300—75— 2,900—EB—100—3,500
FOR DISTRICT FORUMS :					
4	Superintendent	—	17	17	Rs. 2,000—60—2,300—75— 2,900—EB—100—3,500

APPENDIX B

(see rule 7)

Sr. No	Name of the Post	Academic Qualifications & experience for appointment by transfer or on deputation	Academic Qualifications and experience for appointment by promotion
1	2	3	4

FOR STATE COMMISSION :

1	Private Secretary	(i) Degree of a recognised University or its equivalent; (ii) English shorthand at the speed of 100 words per minute and transcription thereof at 30 words per minute ; (iii) Knowledge of Hindi up to Matric standard ; (iv) Eight years experience as judgment Writer Personal Assistants or Senior Scale Stenographer.	Eight year experience Senior Scale Stenographers in the State Commission.
2	Superintendent	(i) Degree of a recognised University or its equivalent ; (ii) Knowledge of Hindi up to Matric standard ; (iii) Eight years experience as Assistants/Accountants .	Eight years experience as Assistants or Accountants in the State Commission.
3	Reader	(i) Degree of a recognised University of its equivalent; (ii) Knowledge of Hindi up to Matric standard ; (iii) Eight years experience as Assistants/Accountant.	Eight years experience as Assistants/ Accountants in the State Commission.

FOR DISTRICT FORUMS :

1	Superintendent	(i) Degree of a recognised University or its equivalent ; (ii) Knowledge of Hindi up to Matric standard ; (iii) Eight years experience as Assistants or Accountants.	Eight year experience as Assistants or Accountants.
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APPENDIX C

[see rule 14 (i)]

Sr. No.	Designation of the posts	Appointing authority	Nature of Penalty	Authority empowered to impose penalty	Appellate authority
1	2	3	4	5	6
For State Commission:					
1	Private Secretary	Government	Minor Penalties—	President	Government
2	Superintendent		(i) Warning with a copy on the personal file (character roll);		
3	Reader		(ii) Censure ;		
For District Forums:					
4	Superintendent		(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 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 ;		
			(v) withholding of increments of pay without cumulative effect ;		

1

2

3

4

5

6

Major Penalties—

Government

- (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 pay during the period of such reduction and whether on the expiry of such period the reduction will or will not have the effect of postponing the future increments of his pay ;
- (viii) reduction to a lower scale of pay, grade, post or service which shall ordinarily be a bar to the promotion of the Government employee to the time scale of pay, grade, post or service from which he was reduced with or without further directions regarding conditions of restoration to the grade of post or service from which the Government employee was reduced and his seniority and pay on such restoration to that grade, post or service;

1

2

3

4

5

6

(ix) Compulsory retirement ;

(x) removal from service which shall not be a disqualification for future employment under the Government ;

(xi) dismissal from service which shall ordinarily be a disqualification for future employment under the Government.

APPENDIX 'D'

[See rule 14 (2)]

Sr. No.	Designation of posts	Nature of order	Authority empowered to pass orders	Appellate authority, if any
1	2	3	4	5
For State Commission:				
1	Private Secretary	(1) reducing or withholding the amount of ordinary/additional pension admissible under the rules governing pension ;	Government	—
2	Superintendent			
3	Reader			
For District Forums:				
	Superintendent	(2) terminating the appointment of a member of the service otherwise than on his attaining the age fixed for superannuation.	—	—

H. C. DISODIA,

Commissioner and Secretary
to Government, Haryana,
Food and Supplies Department.

[Authorised English Translation]

HARYANA GOVERNMENT
FOOD AND SUPPLIES DEPARTMENT

Notification

No. G.S.R. 35/Const./Art. 309/2014.—In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Haryana hereby makes the following rules to further amend the Haryana State Consumer Disputes Redressal Commission and District Forums (Group B) Service Rules, 1998, namely :—

1. These rules may be called the Haryana State Consumer Disputes Redressal Commission and District Forums (Group B) Service Amendment Rules, 2014.

2. In the Haryana State Consumer Disputes Redressal Commission and District Forums (Group B) Service Rules, 1998 (hereinafter called the said rules), in rule 9, under heading "STATE COMMISSION", in clause (c), for sub-clause (i), the following sub-clause shall be substituted, namely :—

“(i) by promotion from amongst Judgment Writers, Assistants, Accountants or Senior Scale Stenographers in the State Commission; or”

3. In the said rules in Appendix 'B', under columns 1, 2, 3 and 4 under heading "FOR STATE COMMISSION" for serial number 3 and entries there against, the following serial number and entries there against shall be substituted, namely :—

1	2	3	4
"3"	Reader	(i) Degree from a recognized University or its equivalent; (ii) Knowledge of Hindi or Sanskrit upto matric standard or Higher Education; (iii) Three years experience as Judgment Writer or eight years experience as Assistant or Accountant or Senior Scale Stenographer.	Three years experience as Judgement Writer or eight years experience as Assistant or Accountant or Senior Scale Stenographer.”.

T.V.S.N. PRASAD,

Principal Secretary to Government Haryana,
Food and Supplies Department, Chandigarh.

[Authorised English Translation]

HARYANA GOVERNMENT
FOOD AND SUPPLIES DEPARTMENT

Notification

The 14th August, 2014

No. G.S.R. 36/Const./Art. 309/2014.—In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Haryana hereby makes the following rules to further amend the Haryana State Consumer Disputes Redressal Commission and District Forums (Group B) Service Rules, 1998, namely :—

1. These rules may be called the Haryana State Consumer Disputes Redressal Commission and District Forums (Group B) Service Amendment Rules, 2014.

2. In the Haryana State Consumer Disputes Redressal Commission and District Forums (Group B) Service Rules, 1998 (hereinafter called the said rules), in rule 9, under heading "DISTRICT FORUM", in sub-clause (i), of clause (a), for the word "Stenographers", the word "Senior Scale Stenographers" shall be substituted.

3. In the said rules for Appendix 'A', the following Appendix shall be substituted, namely :—

APPENDIX - A

(see rule 3)

Sr. No.	Designation of post	Number of posts			Pay Scales
		Permanent	Temporary	Total	
1	2	3	4	5	6

STATE COMMISSION

1. Private Secretary	1	—	1	Rs. 9300-34800+4200 GP
2. Superintendent	1	1	2	Rs. 9300-34800+4200 GP
3. Reader	1	1	2	Rs. 9300-34800+4200 GP

FOR DISTRICT FORUM

4. Superintendent	2	19	21	Rs. 9300-34800+4200 GP
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4. In the said rules, in Appendix B-(i) to Rule 7, under heading "FOR STATE COMMISSION", under Column 4, against serial number 1, for existing

entries, the following entries shall be substituted, namely :—

“Eight years experience as Senior Scale Stenographer or three years experience as Judgment Writer in the State Commission”.

- (ii) under heading “FOR DISTRICT FORUMS”, under Column 4, against serial number 1, for the existing entry, the following entry shall be substituted, namely :—

“eight years experience as Assistant/Accountant/Reader/ Senior Scale Stenographer”.

T.V.S.N. PRASAD,
Principal Secretary to Government Haryana,
Food and Supplies Department.