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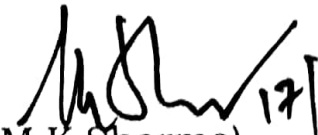
LADAKH LEGAL SERVICES AUTHORITY
DAMBUCHAN, AKLING, LEH
Camp Office: Old Secretariat, Srinagar

NOTIFICATION

Ladakh, the 17th of August 2021

No: 03 In exercise of the powers conferred by Regulation 26 of the UT Ladakh Legal Services Authority, Regulations, 2021, read with enabling provisions contained in the Legal Services Authorities Act, 1987 (Central Act No. 39 of 1987) and the UT of Ladakh Legal Services Authority Rules, 2020, framed by the Administration of UT of Ladakh vide S.O 13 Dated 9th of April 2020, Hon'ble the Chief Justice of High Court of J&K and Ladakh (Patron-in-Chief), U.T of Ladakh Legal Services Authority hereby makes Recruitment Rules called UT of Ladakh Legal Services Authorities/Committees (officers and Employees) Recruitment Rules, 2021. The Rules are attached herewith as **Annexure "A"**

By order.


(M.K.Sharma)
Member Secretary
(Officiating)

No. LLSA/Estt/55/2021/144-150

Date: -17-08-2021

Copy for information to the: -

1. Registrar General, Hon'ble High Court of J&K and Ladakh, Srinagar.
2. Principle Secretary to Hon'ble the Chief Justice, High Court of J&K and Ladakh, Srinagar (Patron-in-Chief, U.T of Ladakh Legal Services Authority)
3. Administrative Secretary, Law and Justice Department, U.T of Ladakh.
4. Secretary to Hon'ble Executive Chairman, Ladakh Legal Services Authority for information of His lordship.
5. OSD to Commissioner/Secretary, GAD for publishing the notification in the official Gazette of Union Territory of Ladakh.
6. Notification file.

Union Territory of Ladakh Legal Services Authority

Notification

Ladakh, the 17th Aug. 2021

No:- 03 - In exercise of the powers conferred by Regulation 26 of the Union Territory of Ladakh Legal Services Authority Regulations, 2021 read with the enabling provisions contained in the Legal Services Authorities Act, 1987 (Central Act No.39 of 1987) and the U.T of Ladakh Legal services Authority Rules, 2020 framed by the Administration of U.T of Ladakh vide Notification, SO 13 dated 19.04.2020, the Chief Justice High Court of J&K [Patron-in-Chief, U.T of Ladakh Legal Services Authority] makes the following Rules.-

1. Short title and commencement

- (1) These rules may be called the Union Territory of Ladakh Legal Services Authorities / Committees (Officers and Employees) Recruitment Rules, 2021.
- (2) They shall come into force with immediate effect.

2. Definitions

In these rules, unless the context otherwise requires,-

- (a) "Board" means the Selection Board or the Departmental Promotion Committee constituted for the purposes of carrying out selection process for filling up of the vacant posts in the cadre of the Service, either by way of direct recruitment or by promotion;
- (b) 'Cadre' means the cadre of the Service;
- (c) 'Chief Justice' means the Chief Justice of the High Court of Jammu & Kashmir and Ladakh;
- (d) 'Competent Authority' means the Executive Chairman of the U.T of Ladakh Legal Services Authority;
- (e) 'Competitive Examination' means a written examination or test prescribed by these rules with such syllabus and mode of selection as may be laid down by or under the orders of the Competent Authority, from time to time, conducted for short-listing of the competing candidates on the basis of merit obtained in such written examination/test followed by viva voce of the shortlisted candidates;
- (f) 'Government' means the Administration of U.T of Ladakh;
- (g) 'High Court' means the High Court of Jammu & Kashmir and Ladakh;
- (h) "Resident of Union Territory of Ladakh" means any person who satisfies the criteria of residence as may be prescribed for the purpose of employment under the Administration of Union territory of Ladakh under any Act, Rule or Regulation having force of law in Union territory of Ladakh.

- (i) 'Service' means the U.T of Ladakh Legal Services Authorities/Committees Service;

3. Constitution of Service

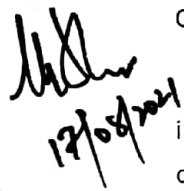
- (i) From the date of commencement of these rules, there shall be constituted the U.T of Ladakh Legal Services Authorities/Committees Service;

Provided that for the purpose of initial constitution of the Service, any person appointed to and holding a sanctioned post in the Legal Services Authorities/Committees on substantive basis shall be deemed to have been appointed to the Service under these rules;

4. Strength and composition of the Service

- (1) The authorized permanent and temporary strength of the cadre of the Service and the nature of the posts included therein shall be determined by the Chief Justice / Patron-in-Chief in consultation with the Executive Chairman and as sanctioned by the Government, from time to time, and shall at the initial constitution of the Service under these rules be such as specified in **Schedule I** annexed to these rules;

Provided that the Chief Justice with the prior sanction of the Government may create temporary posts in the cadre of the Service for specified period or purposes as may be considered necessary by the Patron-in-Chief and/or the Executive Chairman from time to time.

-  (2) The Chief Justice may at the interval of every three years or at such other intervals as may be necessary re-examine the strength and composition of the cadre of the service and make such alterations therein as he may deem fit on the recommendations of the Executive Chairman and with the prior sanction of the Government;

5. Qualification and method of recruitment to the service

- (1) No person shall be eligible for appointment or promotion to any post in any class, category or grade borne on the Service unless he possesses the qualification and experience as laid down in **Schedule II** to these rules, and fulfils other requirements of recruitment as provided in the rules and orders for the time being in force to the Government servants in general.

- (2) Appointment to the Service shall be made:-

- (a) by direct recruitment, which shall include appointment by transfer and deputation of persons from amongst the members of the staff borne on the establishment of the High Court and/or of the Subordinate Courts or from the Government.
- (b) by promotion; and
- (c) partly by-direct recruitment and partly by promotion.

Provided that any such person borne on the establishment of the High Court and/or of the Subordinate Courts, appointed by transfer or deputation, may be permanently absorbed in the Service of the Legal Services Authorities / Committees, subject to his/her possessing the qualification requisite for the post.

Provided further that direct recruitment other than by transfer and deputation shall be made on the basis of Competitive Examination.

Provided further that the selection of candidates shall be made by the Board comprising two or more officers, including the Member Secretary, constituted and/or nominated by the Executive Chairman from time to time.

6. Probation

(1) Persons appointed to the service by direct recruitment shall be on probation for two years and their confirmation shall be made under the provisions of Civil Services (Classification, Control and Appeal) Rules, applicable to the Government Employees of U.T. of Ladakh.

(2) The pay of a person appointed to the service under these rules shall be regulated as per the provisions of Civil Service Regulations or general rules as issued from time to time by the Government.

7. Reservation in appointments

While making appointments by direct recruitment, other than by transfer or deputation, reservation shall be made in accordance with the rules governing the subject and issued from time to time.

8. Training and Departmental Examination

Persons appointed to the service by direct recruitment shall be required to undergo such training during the course of probation and to pass such departmental examination during the period of probation as may be prescribed from time to time.

9. Eligibility of Government servants for direct recruitment

A person already in Government service may apply through proper channel for direct recruitment to a vacant post in any particular class or category in the Service, if he possesses the educational and other qualifications prescribed for recruitment to such class or category of post. The upper age limit of such Government servants shall be such as provided in the general orders issued by the administration of U.T of Ladakh from time to time:

Provided that in the case of a post that requires a higher degree or qualification, specialization and/or experience, the Executive Chairman may prescribe higher age limit.

10. Maintenance of seniority lists

Seniority of the members of the service shall be regulated under the Civil Service (Classification, Control and Appeal) Rules, applicable to employees of U.T of Ladakh.

11. Disqualification for appointment

No person shall be qualified for appointment to the Service unless the person is a Resident of Union Territory of Ladakh.

Provided that this rule shall not apply to persons allotted service in Union Territory of Ladakh under the provisions of section 89 (2) of Jammu and Kashmir Reorganization Act, 2019, or such Rules as may be prescribed by the Administration.

12. Powers to relax

Notwithstanding anything contained in these rules, where the Executive Chairman is satisfied that operation of any rule causes or is likely to cause undue hardship in any particular case, he may, by order, dispense with or relax the requirements of that rule to such extent and subject to such conditions as he may consider necessary for dealing with the case in a just and equitable manner; provided that the case is not dealt with in a manner less favorable to the concerned than in accordance with the rules.

13. Residuary matters

In regard to matters not specifically covered by these rules, the members of the service shall be governed by the rules / regulations and orders applicable to the Civil Services in the U.T of Ladakh in general.

Provided that where any of the powers relating to the matters mentioned in the above Rules is exercisable by the Government under any rules, the same shall, under these rules, be exercised by the Chief Justice / Patron-in-Chief, and the power vested in the Government in that behalf shall be deemed to vest in the Chief Justice except to the extent where sanction of the Finance Department may be required.

14. Repeal and savings

(1) All rules corresponding to these rules and in force immediately before the commencement of these rules are repealed.

(2) Notwithstanding such repeal, any appointment, order made or action taken under the provisions of the rules so repealed shall be deemed to have been made or taken under the corresponding provisions of these rules.

15. Interpretation

If there arises any doubt regarding application or interpretation of any of the rules herein contained, the same shall be referred to the Executive Chairman and or the Chief Justice / Patron-in-Chief, as the case may be, whose decision thereon shall be final and binding.

16. Delegation

The Chief Justice / Patron-in-Chief may, by a special or general order, delegate all or any of the powers and functions as conferred or enjoined under these rules, to the Executive Chairman.


(M.K. Sharma)
Member Secretary

SCHEDULE I

[Refer to Rule 4(1) of the U.T of Ladakh Legal Services
Authorities/Committees (Officers and Employees) Recruitment Rules, 2021]

Administrative Cadre

S. No.	Designation	Existing pay scale	Total No. of posts
1	2	3	4
1	Member Secretary	As may be applicable to the incumbent of the post.	1
2	Secretary, District Legal Services Authority (DLSA)	As may be applicable to the incumbent of the post.	2
3	Under Secretary	Level-8 47,600-1,51,100	1 (to be created)

Ministerial Cadre

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1	2	3	4
4.	Section Officer	Level 7 44,900-1,42,400	1 (to be created)
5.	Head Assistant	Level 6B 35,400-1,12,400	1 (to be created)
6.	Accounts Clerk	29,200-92,300 Level -6	1 (to be created)
7.	Senior Assistant	Level 5 29,200-92,300	1 (to be created)
8.	Steno Typist	Level 5 25,500-81,100	3 (one to be created)
9.	Junior Assistant	Level 4 25,500-81,100	8 (6 posts to be created)

Legal Cadre

1	2	3	4
10	Legal Assistant	35900-113500	1 (to be created)
11	Junior Legal Assistant	Level 6B 35,400-1,12,400	2 (to be created)

Inferior Cadre

1	2	3	4
12	Driver	Level 4 25,500-81,100	3 (to be created)
13	Orderly	S. Level 1 16,900-53,500	10 (8 posts to be created)

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SCHEDULE II

[Refer to Rule 5(1) of the J&K Legal Services Authorities/Committees
(Officers and Employees) Recruitment Rules, 2021]

Administrative Cadre

S. No.	Class	Cate- gory	Designatio n	Existing Scale of Pay	Minimum Qualificati on required	Method of recruitment
1	2	3	4	5	6	7
1	I	A	Member Secretary	As may be applicable to the incumbent of the post.	Not applicable	By deputation from Higher Judicial Service.
2		B	Secretary , District Legal Services Authority (DLSA)	As may be applicable to the incumbent of the post.	Not applicable	By deputation from Judicial Service.
3	II	A	Under Secretary	Level-8 47,600- 1,51,100		i) By promotion from Class III & IX, Category 'A' on the basis of merit-cum- seniority with a minimum of three years' substantive service in that Class and Category. ii) In case there is no candidate available in the aforesaid Class & Category, by deputation from the Department of Law & Justice.

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Ministerial Cadre

1	2	3	4	5	6	7
4	III	A	Section Officer	Level 7 44,900- 1,42,400		(i) By promotion from Class V, Category 'A' on the basis of

						merit-cum-seniority with a minimum of three years' substantive service in that Class and Category. (ii) By deputation from the Government in case there is no candidate available for promotion.
5	IV	A	Accountant	Level 6B 35,600-1,12,800	Not applicable.	By deputation from the Finance Department.
6	V	A	Head Assistant	Level-6B 35,600-1,12,800		i) 50% By promotion from Class VI, Category 'A' and; ii) 50% by promotion from Class VII, Category 'B' on the basis of seniority-cum-merit with a minimum of three years' substantive service in that Class & Category.
7	VI	A	Senior Assistant	Level-5 29,200-92,300		By promotion from Class VIII, Category 'A' on the basis of seniority-cum-merit with a minimum of three years' substantive service in that

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						Class & Category.
8	VII	B	Steno Typist	Level-5 29,200-92,300	Graduation from any recognized university with proficiency in English Shorthand possessing a minimum of 60 words per minute speed in Shorthand and 30 w.p.m. speed in transcription.	i) 50% by direct recruitment on the basis of a test in shorthand and transcription. Evaluation of the transcription to be made on the basis of standards set by the High Court and; ii) 50% by promotion from Class VIII, Category 'A' on the basis of seniority-cum-merit with a minimum of three years' substantive service in that Class & Category, subject to proficiency in English Shorthand possessing a minimum of 60 words per minute speed in Shorthand and 30 w.p.m. speed in transcription.
9	VIII	A	Junior Assistant	Level-4 25,500-81,100	i) Graduation from any recognized university, possessing knowledge of computer type writing having not less than 35 words speed per minute.	(a) 75% by direct recruitment on the basis of Competitive Examination; and (b) 25% by promotion from amongst Class XIII, Category 'A'

						possessing Matriculation qualification and having at least three years' substantive service as such on the basis of seniority, subject to qualifying computer type test requiring a minimum speed of not less than 25 words per minute.
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Legal Cadre

1	2	3	4	5	6	7
10	IX	A	Legal Assistant	Level-6E 35,900-1,13,500		By promotion from Class X, Category 'A' having not less than three years' substantive service in that Class, on the basis of merit-cum-Seniority. Merit to be determined on the basis of ACRs for the last three years.
11	X	A	Junior Legal Assistant	Level-6B 35,600-1,12,800	Professional Bachelor's Degree in Law from any recognised university.	By direct recruitment on the basis of a Competitive Examination

Inferior Cadre

1	2	3	4	5	6	7
12	XI	A	Driver	Level-4 25,500- 81,100	Matriculation from a recognised Board, possessing a valid LMV/HMV/HGV/ PSV licence at the time of recruitment.	By direct recruitment. Preference to be given on the basis of length of experience.
13	XII	A	Orderly	S. Level-1 14,800- 47,100	Matriculation from a recognized Board.	By direct recruitment on the basis of <i>viva voce</i> to be conducted by the Board.


(M.K. Sharma)
Member Secretary

17/08/2021