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PART III

HARYANA GOVERNMENT

JAILS AND JUDICIAL DEPARTMENT

Notification

The 22nd March, 1982

No. G.S.R.46/Const./Art.309/Amd.(1)/82.—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 further to amend the Punjab Jail Department Clerical and Technical Service (State Service Class III) Rules, 1962, namely :—

1. These rules may be called the Punjab Jail Department Clerical and Technical Service (State Service Class III) Haryana First Amendment Rules, 1982.

2. In the Punjab Jail Department Clerical and Technical Service (State Service Class III) Rules, 1962 (hereinafter referred to as the said rules), and in its preamble, for the word, and figure "Class III" wherever occurring, the word and letter "Group C" shall be substituted.

3. In the said rules, for rule 5, the following rule shall be substituted, namely :—

"5. Nationality, domicile and character of candidates appointed to the Service :—

(1) No person shall be appointed to 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 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, 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 category (b), (c), (d) and (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 Board 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 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 certificates 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."

4. In the said rules, in rule 6, for the words "twenty-five years" the words "thirty years" shall be substituted.

5. In the said rules, for rule 7, the following rule shall be substituted, namely :—

"7 *Disqualification*.—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 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."

6. In the said rules, in rule 9, in section 1,—

(i) in Part A,—

(a) in clause (c), for sub-clause (i), the following sub-clause shall be substituted, namely :—

"(i) by promotion from amongst the Sales Organiser, Clerks Junior Scale Stenographers and Steno-typists having experience of at least 3 years, or"

(b) in clause (i), for sub-clause (ii), the following sub-clause shall be substituted, namely :—

"(ii) by promotion from amongst Restorers and Class IV employees who are matriculates and have five years service ; provided that such promotions do not exceed 20 per cent ; or"

(ii) in Part B, in clause (d), for sub-clause (i), the following sub-clause shall be substituted, namely :—

"(i) by promotion from amongst Warders and Class IV employees who are matriculates and have five years experience ; provided that such promotions do not exceed 20 per cent, or"

7. In the said rules, after rule 19, the following rule shall be inserted, namely :—

"20. *Oath of Allegiance*.—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 Constitution of India as by law established."

L. C. GUPTA,

Secretary to Government, Haryana,
Jails Department.