

In pursuance of the provision of Clause (3) of article 348 of "Constitution of India", the Governor is pleased to order publication of following English translation of the Notification No. 206981/XXX(2)/2024-E 59244, Dehradun dated April 26, 2024 for General information.

No. 206981/XXX(2)/2024-E 59244

Dated Dehradun, April 26, 2024

NOTIFICATION
MISCELLANEOUS

In exercise of the power conferred by the proviso to article 309 of "the Constitution of India" the Governor is pleased to make the following rules with a view to amend in the "The Uttarakhand Government Servants Seniority Rules, 2002" :-

The Uttarakhand Government Servants Seniority (Amendment) Rules, 2024

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| Short title and Commencement | 1.(1) These rules may be called the "The Uttarakhand Government Servants Seniority (Amendment) Rules, 2024." |
| | (2) It shall be deemed to have come into force from the 13 th day of August 2002. |
| Amendment of rule 4 | 2. In English version of the Uttarakhand Government Servants Seniority Rules, 2002 (hereinafter referred to as principal rules) in section 4 after clause (h) a new clause (i) shall be inserted as follows, namely:-
(i) 'Year/Selection Year' means a period of twelve months commencing from the first day of July of a calendar year. |
| Amendment of rule 8 | 3. In the principal rules for the existing sub rule (2) and (3) of the rule 8 set out in column-1 below the sub rule as set out in column-2 shall be substituted, namely:- |

Column-1 Existing Sub Rule	Column-2 Sub Rule hereby Substituted
(2) The seniority inter se of persons appointed on the result of any one selection-	(2) The seniority inter se of persons appointed on the result of selection in any one selection year-
(a) through direct recruitment, shall be the same as it is shown in the merit list prepared by the Commission or by the Committee, as the case may be;	(a) through direct recruitment, shall be the same as it is shown in the merit list prepared by the Commission or by the Committee, as the case may be;
(b) by promotion, shall be as determined in accordance with the principles laid down in rule 6 or rule 7, as the case may be, according as the promotion are to be made from a single feeding cadre or several feeding cadres.	(b) by promotion, shall be as determined in accordance with the principles laid down in rule 6 or rule 7, as the case may be, according as the promotion are to be made from a single feeding cadre or several feeding cadres.

(3) Where appointments are made both by promotion and direct recruitment on the result of any one selection the seniority of promotees vis-a-vis direct recruits shall be determined in a cyclic order the first being a promotee as far as may be, in accordance with the quota prescribed for the two sources.

(3) Where appointments are made both by promotion and direct recruitment on the result of selection in any one selection year the seniority of promotees vis-a-vis direct recruits shall be determined in a cyclic order the first being a promotee as far as may be, in accordance with the quota prescribed for the two sources.

Illustrations--(1) Where the quota of promotees and direct recruits is in the proportion of 1:1 the seniority shall be in the following order :--

First Promotee
Second Direct recruits and so on.

(2) Where the said quota is in the proportion of 1:3 the seniority shall be in the following order :--

First Promotee
Second to fourth Direct recruits
Fifth Promotee
Sixth to eight Direct recruits and so on.

Provided that--

(i) where appointments from any source are made in excess of the prescribed quota, the persons appointed in excess of quota shall be pushed down, for seniority, to subsequent year in which there are vacancies in accordance with the quota;

(ii) where appointments from any source fall short of the prescribed quota and appointment against such unfilled vacancies are made in subsequent year or years, the persons so appointed shall not get seniority of any earlier year but shall get the seniority of the year in which their appointments are made, so however, that their names shall be placed at the top followed by the names, in the cyclic order of the other appointees;

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(iii) where, in accordance with the service rules the unfilled vacancies from any source could, in the circumstances mentioned in the relevant service rules be filled from the other source and appointment in excess of quota are so made, the persons so appointed shall get the seniority of that very year as if they are appointed against the vacancies of their quota.

(iii) where, in accordance with the service rules the unfilled vacancies from any source could, in the circumstances mentioned in the relevant service rules be filled from the other source and appointment in excess of quota are so made, the persons so appointed shall get the seniority of that very year as if they are appointed against the vacancies of their quota.

By Order,

ANAND BARDHAN,
Additional Chief Secretary.