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APPOINTMENT (A-II) DEPARTMENT

NOTIFICATION

Jaipur, March 30, 1963

No. F. 3 (15) Appts. (D)/58:- In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Rajasthan makes the following rules regulating the recruitment to posts in, and the conditions of service of persons appointed to the Rajasthan Animal Husbandry Service.

THE RAJASTHAN ANIMAL HUSBANDRY SERVICE RULES, 1963

PART- I

General

1. Short title and commencement:- These rules may be called the Rajasthan Animal Husbandry Service Rules, 1963. They shall come into force at once.

2. Definitions:- In these Rules unless the context otherwise requires:-

- (a) "Appointing Authority" means the Government of Rajasthan;
- (b) "Commission" means the Rajasthan Public Service Commission;
- (c) "Direct Recruitment" means recruitment made otherwise than by promotion as prescribed in rule 6;
- (d) "Director" means the Director of Animal Husbandry, Rajasthan.
- + (e) "Government" and "State" means respectively, the Government of Rajasthan and the State of Rajasthan;
- (f) "Member of the Service" mean a person appointed in a substantive capacity to a post in the Service under the provisions of these Rules or the rules or orders superseded by these Rules, and includes a person placed on probation;
- (g) "Service" means the Rajasthan Animal Husbandry Service.
- (h) "Schedule" means a Schedule appended to these Rules.
- @ (i) "Substantive Appointment" means an appointment made under the provisions of these Rules to substantive vacancy after due selection by any of the methods of recruitment prescribed under these Rules and includes an appointment on probation or as a probationer

+ Substituted for rule 2 (e) "Government" and "State" respectively, mean the Government and the State of Rajasthan" vide Notification No. F. 7 (10) DOP/A-II/74, dated 10.2.1975.

@ Inserted vide Notification No. F. 7 (3) DOP (Ag-II) 73, dated 5.7.1974 and Corrigendum of even number dated 11.2.75.

followed by confirmation on the completion of the probationary period;

Note:- Due selection by any methods of recruitment prescribed under these Rules will include recruitment either on initial constitution of Service or in accordance with the provisions of any rules promulgated under proviso to Article 309 of the Constitution of India, except urgent temporary appointment.

% (j) "Service" or "Experience" wherever prescribed in these Rules as a condition for promotion from one Service to another or within the Service from one category to another or to senior posts, in the case of a person holding a lower post eligible for promotion to higher post shall include the period for which the person has continuously worked on such lower post after regular selection in accordance with rules promulgated under proviso to Article 309 of the Constitution of India.

Note:- Absence during service e.g. training, leave and deputation etc. which are treated as "duty" under the Rajasthan Service Rules, 1951 shall also be counted as service for computing experience or service required for promotion.

@ (k) "Year" means the financial year;

3. Interpretation:- Unless the context otherwise requires, the Rajasthan General Clauses Act, 1955 (Rajasthan Act No. 8 of 1955) shall apply for the interpretation of these Rules as it applies for the interpretation of Rajasthan Act.

% Rule 2 (j) Substituted for:- £ "Service" or "Experience" wherever prescribed in these Rules as a condition for promotion from one Service to another or within the Service from one category to another or to Senior Posts in the case of person holding such posts in substantive capacity shall include the period for which the person has continuously worked on such post after regular recruitment in accordance with the Rules promulgated under proviso to Article 309 and shall also include the experience gained by officiating, temporary or *ad hoc* appointment, if such appointment is in the regular line of promotion and was not of stop-gap or fortuitous nature or invalid under any law and does not involve supersession of any senior official, except when such supersession was either due to want of prescribed academic and other qualifications, unfitness or non-selection by merit or the default of the senior official concerned + "or when such *ad hoc* or urgent temporary appointment was in accordance with seniority-cum-merit."

Note:- Absences during service e.g., training and deputation etc. which are treated as "duty" under the Service shall also be counted as service for computing minimum experience or service required for promotion." vide Notification No.F. 6(2) DOP/A-II/71-I, dated 29.8.82.

£ Inserted vide Notification No. F. 6 (2) Apptts/A- II/71-I, dated 9.10.75, effective from 27.3.73.

+ Inserted vide Notification No. F. 6 (2) Apptts/A-II/71, dated 13.7.76, effective from 1.10.1975

@ Added vide Notification No. F.7 (2) DOP/A-II/81, dated 21.12.81 effective from 1.4.81.

PART - II**Cadre****+ 4. Composition and strength of the Service:-**

(1) **Composition of the service:-** The Service shall consist of following two separate wings, namely:-

- i. Veterinary and Animal Husbandry Wings; and
- ii. Fisheries Wing-

(i) The nature of posts included in each Wing of the Service shall be as specified in Col. 2 of Schedule "A" and Schedule "B".

(ii) The Veterinary & Animal Husbandry Wing shall have an Administrative Section of Selection grade posts and the remaining posts shall be divided into different sections and each section shall consist of various Senior Grade and Junior Grade Posts.

(iii) No transfer or interchangeability of persons or posts from one Section to another Section shall be permissible except in Junior Gr. III posts.

(iv) Initial appointment/promotion to posts in Junior Grade-II in different sections shall be made separately and candidates shall be required to state their preference at the time of recruitment/promotion and they shall be allotted to various sections in order of their merit or seniority, as the case may be, but appointment to senior grade posts shall be made separately in the specific section for which one qualified under the Rules.

+ Substituted for:- **4.% Composition and Strength of the Service:**

(1) The Service shall consist of the following Sections:-

- (i) General Section;
- (ii) Veterinary and Animal Husbandry Section;
- (iii) Animal Breeding and Genetics Section;
- (iv) Poultry Section;
- (v) Specialists Sections; and
- (vi) Fisheries Section.

(2) The nature of posts included in each section of the Service shall be as specified in Col. 2 of the Schedules "A" and "B".

(3) The Strength of posts in each Section of the Service shall be such as may be determined by the Government from time to time:

Provided that the Government may-

(a) create any post, permanent or temporary, from time to time as may be found necessary and may abolish any such post in the like manner without thereby entitling any person to any compensation;

(b) leave unfilled or hold in abeyance or allow to lapse any post permanent or temporary, from time to time without thereby entitling any persons to any compensation.

vide Notification No. F. 8 (52) Agri/IV/71, dated 17.3.1976. w.e.f. 18.12.74.

% (4) **Composition and Strength of the Service:-** (1) The nature of posts included in each category of the Service shall be as specified in column 2 of the Schedule,

(2) The Strength of posts in each category shall be such, as may be determined by the Government, from time to time provided that the Government may:-

(a) create any post permanent or temporary, from time to time, as may be found necessary; and

(b) leave unfilled or hold in abeyance or abolish any post, permanent or temporary, from time to time without thereby entitling any person to any compensation.

vide Notification No. F. 8 (52) Agri./Gr.- IV/71 dated 27.11.1974.

(2) **Strength of the Service:-** The strength of posts in each section of the Service shall be such as may be determined by the Government from time to time:-

Provided that the Government may:

(a) create any post, permanent or temporary, from time to time as may be found necessary and may abolish any such Post in the like manner without thereby entitling any person to any compensation;

(b) leave unfilled or hold in abeyance or allow to lapse any post, permanent or temporary, from time to time without thereby entitling any person to any compensation.

5. Initial Constitution of the Service:- The Service shall consist of:-

(a) persons holding substantively the posts specified in the Schedule;

(b) persons recruited to the Service before the commencement of these Rules; and

(c) persons recruited to the Service in accordance with the provisions of these Rules.

PART - III

Recruitment

6. Methods of Recruitment:- Recruitment to the Service after the commencement of these Rules shall be by the following methods:-

(a) By direct recruitment in accordance with Part-IV of these Rules;

(b) By promotion in accordance with Part-V of these Rules:

Provided:-

(1) that if the Government is satisfied in consultation with the Commission, that suitable persons are not available for appointment by either method of recruitment in the proportion so indicated in a particular year, appointment by the other method in relaxation of the prescribed proportion may be made in the same manner as specified in these Rules;

(2) that nothing in these Rules shall preclude the Government from appointing officers previously in the employment of pre-reorganisation States of Ajmer, Bombay, and Madhya-Bharat to suitable posts in the Schedule in accordance with the % "directions" governing the integration of their services.

@ (3) that persons who have been continuously holding the posts mentioned in col. 2 of the (i) Veterinary and Animal Husbandry Section, (ii)

% Substituted for the word "Rules" vide Notification No. F. 7 (4) DOP/A-II/75, dated 27.5.75

@ Rule 6(3) substituted for:-

+ (3) "that persons substantively holding any of the posts mentioned in Col. 2 of the Schedule "A" and "B" and who opt within a period of one month after the commencement of these Rules for being considered for selection to any of the equivalent posts mentioned in Sections of the Schedule "A" and "B" and who are qualified under these Rules for either direct recruitment or promotion may be appointed to the posts opted subject to the availability of the vacancies. The option once exercised shall be final.

vide Notification No. F. 8 (52) Agri/Gr. IV/71, dated 17.3.76 (w.e.f. 18.12.74).

+ Added vide Notification No. F. 8 (52) Agri/Gr. IV/71, dated 27.11.74.

Animal Breeding and Genetics Section, (iii) Poultry Section, and (iv) Specialists Section in **ad hoc**/officiating/ temporary capacity for a minimum period of two years on or before 1.11.1974 and were working as such on the date these Rules are published and were also holding substantively any of the posts mentioned in the above Section or the posts from which they were promoted to such posts included in the Rajasthan Animal Husbandry Subordinate Service, shall be screened for having their suitability adjudged for the posts mentioned in col. 2 of the above Sections by the Committee referred to in rule 24, provided that they possess the qualifications prescribed in these Rules either for direct recruitment or promotion or the prescribed qualifications on the basis of which such persons were selected for **ad hoc**/officiating/ temporary appointment:

Provided that a person appointed on **ad hoc** basis shall not be entitled to screening for a post higher than to which he was initially appointed, if a person senior to him on lower post who fulfilled qualifications prescribed for the post was either not given such **ad hoc** appointment or is not entitled to screening under this rule. Seniority for the purpose of this proviso, if not determined earlier shall be determined according to length of continuous service to a post:

Provided further that the Committee appointed under these Rules for adjudging suitability by screening either as an exception of general methods of recruitment or as initial constitution of Service, may **ex gratia** recommend, if any of the employees with more than three years of service on a post for which he is to be screened is not adjudged suitable and if thereafter has no right to be appointed on a lower post, for such lower post being offered to him by absorption and thereupon such an employee shall be treated as surplus employee under the provisions of the Rajasthan Civil Services (Absorption of Surplus Personnel) Rules, 1969 and such employee may be absorbed on the lower post on the recommendations of the Committee subject to such conditions as may be laid down by it.

Explanation Note:- The vacancies existing at the time this amendment comes into force shall be filled first out of persons adjudged suitable under the above proviso irrespective of the methods of direct recruitment or promotion.

+ (4) That the persons screened and found suitable for any of the posts in Col. 2 of the Section mentioned in proviso (3) and who opt within a fortnight after having been informed of their selection shall exercise option to the Section to which they wish to be allotted. The option for the Sections mentioned in proviso (3) shall be in order of preference. Persons may be allotted to the Sections opted subject to availability of the vacancies in accordance with the preference and seniority. The option once exercised shall be final.

+ Rule 6 (4) Inserted vide Notification No. F. 8 (52) Agri./IV/71/, dated 17.3.76, w.e.f. 18.12.74.