

APPENDIX-IV

The Himachal Pradesh Revenue Department of Settlement wing Kanungo (Class III Non-gazetted) Recruitment and Promotion Rules, 1992

(Authoritative English-Text of Notification.No.Rev-A(A)3-3/87, dated 4-6-92 as required under clause(3) of Article 348 of the Constitution of India).

Himachal Pradesh Government "Revenue Department"

No. Rev-A(A)3-3/87, Dated, Shimla-2, 4-6-92.

Notification

In exercise of the powers conferred by proviso to Article-309 of the Constitution of India, the Governor, Himachal Pradesh in Consultation with the H.P. Public Service Commission is pleased to make the Recruitment & Promotion Rules for the post of Kanungo (Class-III Non-Gazetted) Under the Settlement Wing of the H.P. Revenue Department as per 'Annexure' "A" attached to this notification, namely:-

1. Short title and commencement.

(1) These rules may be called "The Himachal Pradesh-Revenue Deptt.Settlement Wing Kanungo (Class-III Non-Guzetted) Recruitment and Promotion Rules, 1992".

(2) These shall come into force from the date of publication in the H.P. Rajpatra.

2. Number of Posts, Classification, Pay Scales, Educational Qualifications & Method of recruitment etc.

The number of posts, Classification, Pay Scales Educational Qualification & Method of recruitment etc. for the post of Kanungo Settlement wing shall be as specified in the 'Annexure' 'A'.

3. Repeal & Savings.

The Himachal Pradesh Kanungo Service Rules, 1951 notified vide notification No. R. 83-53/50, dated 17.4.1951 are here by repealed.

Provided that such repeal shall not effect the previous operation of the said Rules of anything done or any action taken thereunder. .

1. These R & P Rules were published in HP Rajpatra Extra ordinary dated 8-6-1992 at pages 2135-2142.

Annexure A

Recruitment and Promotion Rules for the Post of Kanungo under Settlement Wing of the H.P. Revenue Department.

1. Name of the post: KANUNGO
2. Number of posts: 153 (One hundred fifty three).
3. Classification: Class-III (Non-Gazetted).
4. Scale of Pay: Rs.1350 – 2400
5. Whether selection post or non-selection post: Non-selection.
6. Age for direct recruitment. Not applicable
7. Minimum educational and other qualifications required for direct recruits: Essential: Not applicable.
Desirable Qualification: Not applicable.
8. Whether age and educational qualification prescribed for direct recruits will apply in the case of promotees. Age: } Not applicable.
E. Q.: }
9. Period of probation, if any. Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing.
10. Method of recruitment, whether by direct recruitment or by promotion, deputation/transfer and the percentage of vacancies to be filled in by various methods. 100% by promotion.
11. In case of recruitment by promotion, deputation/transfer, grades from which promotion/deputation/transfer is to be made: By promotion from amongst the Patwaris who have qualified the Departmental Examination of Kanungos as prescribed under Col.17 infra with at least six years regular service or regular combined with continuous, adhoc service (rendered upto 31.3.1991), if any in the grade of Patwari in the respective cadre.

Note:-1 In all cases of promotion, the adhoc service rendered in the feeder post upto 31.3.91, if any, prior to regular appointment to the post, shall be taken into

account towards the length of service as prescribed in these rules for promotion subject to the condition:-

(a) That in all cases where a junior person becomes eligible for consideration by virtue of his total length of service (including the service rendered on adhoc basis upto 31.3.91) in the feeder post in view of the provisions referred to above, all persons senior to him in the respective category/post/cadre shall be deemed to be eligible for consideration and placed above for junior person in the field of consideration.

Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service atleast three years or that prescribed in the Recruitment and Promotion Rules for the post, whichever is less:

Provided further that where a person becomes ineligible to be considered for promotion on account of the requirements of the preceding proviso, the person(s) junior to him shall also be deemed to be ineligible for consideration for such promotion.

Explanation:- The last proviso shall not render the junior incumbents ineligible for consideration for promotion if the senior ineligible persons happened to be ex-servicemen recruited under the provisions of Rule-3 of Demobilised Armed Forces personnel (Reservation of vacancies in Himachal State Non-Technical Service) Rules, 1972 and having been given the benefit of seniority thereunder or recruited under the provisions of Rule-3 of Ex-Servicemen (Reservation of Vacancies in Himachal Pradesh Technical Services) Rules, 1985 and having been given the benefit of seniority thereunder.

(b) Similarly, in all cases of confirmation adhoc service rendered on the feeder post upto 31.3.1991, if any prior to the regular appointment against such post shall be taken into account towards the length of service:

Provided that the inter-se-seniority as a result of confirmation after taking into account adhoc service shall remain unchanged.

Note: 2: Provisions of Rules 10 and 11 are to be revised by the Government in consultation with the H.P Public Service Commission as and when the number of posts under Rule 2 are increased.

As may be constituted by the Government from time to time.

12. If a Departmental promotion Committee exists, what is its composition:

13. Circumstances under which the H.P. Public Service Commission is to be consulted in making recruitment:

As required under the law.

14. Essential requirement for direct recruitment.

Not applicable

15. Selection for appointment to post by direct recruitment:

Not applicable

16. Reservation:

The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Castes/Scheduled Tribes/Backward classes and other categories of persons issued by the H.P. Govt. from time to time.

17. Departmental Examination:

1. A Patwari shall be eligible to appear in Kanungo examination after putting in 4 years service as Patwari.

2. The Patwari shall be required to pass the Kanungo examination in three chances. However, after availing three chances one additional chance can be given by the Government after due consideration of the case.

3. The syllabus for the Kanungo examination will be as prescribed in the H.P. Land Records Manual by the Government.

4. Not with-standing any thing contained in sub-rule (1) to (3) supra, a Kanungo candidate whose name has been entered in the Kanungo candidate Register maintained by the Settlement Officers under the old rules upto the date of publication of these rules in the Rajpara, H.P. but has not passed the Kanungo Examination, shall have to pass the Departmental Kanungo Examination within two chances failing which their candidature will be struck down from the Kanungo candidate Register. For this purpose a limited Departmental Kanungo Examination will be held for them.

18. Power to relax.

Where the State 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 and in consultation with the H.P. Public Service Commission relax any of the provision of these rules with respect to any class or category of persons or posts.