

Government of Himachal Pradesh
Department of Personnel
(Appointment-II)

No. Per (AP.B) B (7)-1/2010-Vol-II Dated Shimla-2, 10th April, 2015.

NOTIFICATION

In pursuance of the directions of Hon'ble Apex Court passed vide judgment dated 31-10-2013 in Writ Petition (Civil) No.82 of 2011 titled as T.S.R Subramanian & Others Vs Union of India and Others and consequently notifications Nos. G.S.R. 67 (E), G.S.R. 68 (E) and G.S.R 69 (E) all dates 28-1-2014 issued by the Ministry of Personnel, Public Grievances & Pensions (Department of Personnel & Training), New Delhi, the Governor of Himachal Pradesh is pleased to constitute the Civil Services Board (herein- after referred to as the "Board") for recommending transfer and postings of the Indian Administrative Services, Indian Police Services and Indian Forest Services officers of the Himachal Pradesh cadre.

1. **Constitution of the Board :**

Indian Administrative Services Officers of Himachal Pradesh Cadre

1.1 The Board shall consist of the following in respect of Indian Administrative Service officers of Himachal Pradesh cadre:-

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|----|---|------------------|
| 1. | Chief Secretary | Chairman |
| 2. | Additional Chief Secretary or Pr. Secretary | Member |
| 3. | Principal Secretary or Secretary, Department of Personnel | Member Secretary |

Indian Police Service Officers of Himachal Pradesh Cadre

1.2 The Board shall consist of the following in respect of Indian Police Service officers of Himachal Pradesh cadre:-

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|----|---|------------------|
| 1. | Chief Secretary | Chairman |
| 2. | Additional Chief Secretary or Pr. Secretary | Member |
| 3. | Principal Secretary or Secretary, Department of Personnel | Member Secretary |
| 4. | Addl. Chief Secretary or Principal Secretary or Secretary, Home | Member |
| 5. | Director General of Police | Member |

Indian Forest Service Officers of Himachal Pradesh Cadre

1.3 The Board shall consist of the following in respect of Indian Forest Service officers of Himachal Pradesh cadre:

1.	Chief Secretary	Chairman
2.	Additional Chief Secretary or Pr. Secretary	Member
3.	Principal Secretary or Secretary, Department of Personnel	Member Secretary
4.	Addl. Chief Secretary or Principal Secretary or Secretary, Forest	Member
5.	Principal Chief Conservator of Forest	Member

2. Postings –

2.1 All appointments of cadre officers shall be made on the recommendations of the Board by the State Government:

Provided that the State Government may transfer a cadre officer for the purpose of filling leave vacancies or for making temporary arrangements for a period not exceeding three months, delegate its power to Chief Secretary or Pr. Secretary, Personnel.

2.2 A cadre officer, appointed to any ex-cadre post shall hold office for at least two years unless in the meantime he or she has been promoted, retired or sent on deputation outside the State or training exceeding two months.

2.3 The State Government may transfer a cadre officer before the minimum specified period on the recommendation of the Board :

Provided that the Competent Authority may reject the recommendations of the Board by recording the reasons thereof.

3. Functions of the Board –

- (a) The Board shall make recommendations for all appointments of cadre officers.
- (b) The Board shall examine the cases of Officers who are proposed to be transferred before completion of minimum tenure as specified under sub-rule (3) and (4) of rule 7 of the Indian Administrative Service (Cadre) Rules, 1954, the Indian Police Service (Cadre) Rules, 1954 and the Indian Forest Service (Cadre) Rules, 1966.
- (c) The Board may consider for transfer before the tenure fixed under sub-rule (3) and (4) of rule 7 of the Indian Administrative Service (Cadre) Rules, 1954, the Indian Police Service (Cadre) Rules, 1954 and the Indian Forest Service (Cadre) Rules, 1966 based on such circumstances regarding as it thinks fit.
- (d) The Board may recommend to the Competent Authority the names of officers for transfer before completion of minimum tenure with reasons to be recorded in writing.

4. **Procedure :**

- (a) The Board shall seek detailed justification from the concerned Administrative Department for the transfer of an officer before the specified tenure.
- (b) The Board shall ---
- (i) consider the report of Administrative Department along with any other inputs it may have from other reliable sources;
 - (ii) obtain the comments or views of the officer proposed to be transferred regarding the circumstances presented to it in justification of the proposal;
 - (iii) not make recommendation for premature transfer of cadre officers unless it has been satisfied itself of the reasons for such premature transfer.
- (c) The Board shall submit a quarterly report in such Form as it thinks fit to the State Government clearly stating the details of the officers recommended to be transferred before the minimum specified tenure and the reasons therefor:

Provided that the Competent Authority may reject the recommendations of the Board for the reasons to be recorded in writing.

By Order

P. Mitra

Chief Secretary to the
Government of Himachal Pradesh

Endst. No. Per (AP.B) B (7)-1/2010-Vol-II- Dated Shimla-2, 10th April, 2015.
A copy is forwarded to:

1. The Secretary to H.E. the Governor, Himachal Pradesh, Shimla-2.
2. PS to Hon'ble Chief Minister, H.P, Shimla-2
3. PS to All Ministers/State Ministers/CPS/PS, H.P, Shimla-2.
4. PS to Chief Secretary to the Government of Himachal Pradesh, Shimla-2
5. The Secretary to the Government of India, Ministry of Personnel, PG & Pensions, Department of Personnel and Training, North Block, New Delhi.
6. All Members of the Civil Services Board.
7. All Administrative Secretaries to the Government of Himachal Pradesh, Shimla-2.
8. The Secretary (Home) to the Government of Himachal Pradesh, Shimla-2.
9. Additional Secretary (Personnel) to the Government of Himachal Pradesh, Shimla-2.
10. Joint Secretary (Forests) to the Government of Himachal Pradesh, Shimla-2.
11. Guard file.



(Prem Singh Thakur)

Deputy Secretary (Personnel) to the
Government of Himachal Pradesh
Tel. No. 0177 – 2624183

