

[Authoritative English text of this Government notification No. TPT-B (2) 494-Vol-I, dated the 7th May, 1997 as issued under clause (3) of Article 348 of the Constitution of India].

TRANSPORT DEPARTMENT

NOTIFICATION

Shimla-2, the 7th May, 1997

No. TPT-B (2) 494-Vol-I.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor of Himachal Pradesh in consultation with the Himachal Pradesh Public Service Commission is pleased to make the Recruitment and Promotion Rules for the post of Superintendent, Grade-I (Class-II, Gazetted) in the Department of Transport, Himachal Pradesh as per Annexure "A" attached to this notification, namely:—

*Short title and commencement.*—(1) These Rules may be called Himachal Pradesh Transport Department, Superintendent Grade-I (Class-II, Gazetted) Recruitment and Promotion Rules, 1997.

(2) They shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.

2. *Repeal & Savings.*—(1) The Recruitment and Promotion Rules in respect of Class-II services for the post of office Superintendent in Himachal Pradesh, Transport Department vide notification No. 2-22 76-Tpt., dated 13-8-1979 are hereby repealed.

(2) Notwithstanding such repeal any appointment made or anything done or any action taken under the rules so repealed under sub-rule 2 (1) supra shall be deemed to have been validly made done or taken under these rules.

By order,  
C. P. SUJAYA,  
Commissioner-cum-Secretary.

ANNEXURE "A"

RECRUITMENT AND PROMOTION RULES FOR THE POST OF SUPERINTENDENT  
GRADE-I (GAZETTED) CLASS-II, IN THE DEPARTMENT OF TRANSPORT  
HIMACHAL PRADESH

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| 1. Name of the post                              | Superintendent Grade-I                         |
| 2. Number of posts                               | 1 (One)  |
| 3. Classification                                | Class-II (Gazetted)                            |
| 4. Scale of pay                                  | Rs. 22,000-75,2550-75-3000-100-400)            |
| 5. Whether selection post or non-selection post. | <del>Non Selection</del> / selection (changed) |
| 6. Age for direct recruitment                    | Not applicable                                 |

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7. Minimum educational and other qualifications required for direct recruits.

Not applicable

8. Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotees.

Age : Not applicable  
Educational qualifications : Not applicable

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 filling which by deputation.

11. In case of recruitment by promotion, deputation, transfer, grades from which promotion/deputation/transfer is to be made.

**By Promotion :**  
By promotion from amongst the Superintendent (Grade-II)/Personal Assistant who possess three years regular service or regular combined with continuous *ad hoc* (rendered upto 31-3-1991) service, if any, in the grade, filling which by promotion from amongst the Superintendent Grade-II/Personal Assistant with nine years regular service or regular combined with continuous *ad hoc* (rendered upto 31-3-1991) service as Superintendent Grade-II and Senior Assistant/Personal Assistant and Senior Scale Stenographer combined.

For the purpose of promotion a combined seniority list of eligible officials on the basis of length of service from their initial rung i.e. Clerk and Steno-Typist without disturbing *inter-se-seniority* shall be prepared.

**By Deputation :**

By deputation from amongst the incumbents possessing atleast 16 years office experience in the ministerial cadre including the office experience as a Superintendent Grade-II/Senior Assistant for nine years in the matter related with the Budget/Accounts/Services (Establishment) in H. P. Government Department.

(1) In all cases of promotion, the *ad hoc* service rendered in the feeder post upto 31-3-1991, if any, prior to regular appointment to the post shall be taken into account towards

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12. If a Departmental Promotion Committee exists, what is its composition? As may be constituted by the Government from time to time.
13. Circumstances under which the Himachal Pradesh Public Service Commission is to be consulted in making recruitment. As required under the law
14. Essential requirement for a 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/other categories of persons issued by the Himachal Pradesh Government from time to time.
17. Departmental Examination  
(1) Every member of the service shall pass a Departmental Examination as prescribed in the Departmental Examination Rules, 1976 as amended from time to time, failing which he shall not be eligible to:—  
(i) Cross the Efficiency Bar next due,  
(ii) Confirmation in the service even after completion of probationary period, and  
(iii) Promotion to the next higher post :  
Provided that an officer who has qualified the departmental examination in whole or in part prescribed under any rules before the notification of these rules shall not be required to qualify the whole or in part, of the examination as the case may be:  
Provided further that an Officer for whom no Departmental Examination was prescribed prior to the notification of these rules and who had attained the age of 45 years on the 1st March, 1976 shall not be required to qualify the Departmental Examination prescribed under these rules :  
Provided further that an Officer for whom no Departmental Examination was prescribed prior to the notification of these rules and who had not attained the age of 45 years on 1-3-1976 shall not be required to qualify the Departmental Examination prescribed under these rules after attaining the age of 50

the length of service as prescribed in these Rules for promotion subject to the condition:-

(1) 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 *ad hoc* basis upto 31-3-1991) 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 the junior person in the field of consideration:

Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service of at least 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 Services) 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 the Himachal Pradesh Technical Services) Rules, 1935 and having been given the benefit of seniority thereunder.

(2) Similarly, in all cases of confirmation, *ad hoc* 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 *inter-se* seniority as a result of confirmation after taking into account, *ad hoc* service rendered upto 31-3-1991 shall remain unchanged.

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years for the purpose of (i) crossing the Efficiency Bar next due, and (ii) confirmation in the service after completion of probationary period.

(2) An Officer on promotion to higher post in his due date of promotion shall not be required to pass the aforesaid examination if he has already passed the same in the lower post.

(3) The Government may in consultation with the Himachal Pradesh Public Service Commission grant in exceptional circumstances and for reasons to be recorded in writing, exemption in accordance with the Departmental Examination Rules to any class or category of persons from the Departmental Examination in whole or in part provided that such Officer is not likely to be considered for any higher promotion before the date of his superannuation.

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 Himachal Pradesh Public Service Commission relax any of the provisions of these rules with respect to any class or category of persons or posts.

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( Authoritative English Text of this Department Notification  
No. TPT B(2) 4/94 Vol-I, dated 24 June, 2002 as required under  
Clause(3) of Article 348 of the Constitution of India).

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Government of Himachal Pradesh  
Department of Transport

No. TPT B(2) 4/94 Vol-I Dated Shimla-2, the 24 June, 2002

NOTIFICATION

In exercise of the powers conferred by proviso to Article-309 of the Constitution of India, the Governor, Himachal Pradesh in consultation with Himachal Pradesh Public Service Commission is pleased to make the following rules further to amend the Himachal Pradesh Transport Department, Superintendent Grade-I (Class-II-Gazetted) Recruitment and Promotion Rules 1997, notified vide this department notification of even number dated 7-5-1997, namely:-

Short title and commencement. (1) These Rules may be called Himachal Pradesh, Transport Department, Superintendent Grade-I (Gazetted) Class-I, Recruitment and Promotion (First Amendment) Rules, 2002.

(2) These Rules shall come into force from the date of publication in the Rajpatra Himachal Pradesh.

Amendment of short title.

2. In short title of the Himachal Pradesh Transport Department, Superintendent Grade-I (Class-II-Gazetted) Recruitment and Promotion Rules, 1997 (hereinafter referred to as the "said Rules") for the word, sign and Roman figure "Class-II", the word, sign and Roman figure "Class-I" shall be substituted.

Amendment of Annexure "A".

3. In Annexure 'A' to the said rules:-

(a) For the existing provisions against Column No.3, the following shall be substituted, namely:

" Class-I (Gazetted" ;

(b) For the existing provisions against Column No.4; the following shall be substituted, namely:-

"Rs.7220-220-8100-275-10300-340-11660." and

(c) For the existing provisions against Column No.5, the following shall be substituted, namely:-

✓ " Selection".

By order

V.K. Bansal,  
Secretary(Transport)to the  
Government of Himachal Pradesh.

Endst. No. TPT-B(2)-4/94-Vol-I Dated Shimla-2, the 24 June, 2002

Copy forwarded to:-

1. Director of Transport, Himachal Pradesh, Parivahan Bhawan Shimla-4 for information and necessary action.
2. Secretary, H.P. Public Service Commission, Shimla-2.
3. Under Secretary(Personnel)to the Government of H.P.
4. Controller, Printing and Stationery, H.P., Shimla-5 for information and he is requested to published this notification in the H.P. Rajpatra.
5. Sr. Law Officer, H.P. Sectt., Shimla-2.
6. Guard file.

*Essel*  
Special Secretary(TPT)to the  
Government of Himachal Pradesh