

No.Per(A-I)E(3)-2/2011-Vol.-II  
Government of Himachal Pradesh  
Department of Personnel  
Appointment-I Section

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Dated Shimla-171 002, the 19 /10/2015.

OFFICE MEMORANDUM

In pursuance of the directions of the Hon'ble Supreme Court of India passed in Writ Petition (Civil) No.82 of 2011 in the matter of T.S.R.Subramanian & others Vs. Union of India & others, the Governor, Himachal Pradesh, is pleased to circulate the following provisions of Rule 3(3) of All India Services (Conduct) Rules, 1968 for information and strict observance of the Members of All India Services:-

- (i) No member of the Service shall, in the performance of his official duties, or in the exercise of powers conferred on him, act otherwise than in his own best judgment to be true and correct except when he is acting under the direction of his official superior.
- (ii) The direction of the official superior shall ordinarily be in writing. Where the issue of oral direction becomes unavoidable, the official superior shall confirm it in writing immediately thereafter.
- (iii) A member of the Service who has received oral direction from his official superior shall seek confirmation of the same in writing, as early as possible and in such case, it shall be the duty of the official superior to confirm the direction in writing.

Explanation I.— A member of the Service who habitually fails to perform a task assigned to him within the time set for the purpose and with the quality of performance expected of him shall be deemed to be lacking in devotion to duty within the meaning of the sub-rule (1);

Explanation II: — Nothing in clause (i) of sub-rule (3) shall be construed as empowering a Government servant to evade his responsibilities by seeking instructions from or approval of, a superior officer or authority when such instructions are not necessary under the scheme of distribution of powers and responsibilities.



(Tarun Shridhar)

Additional Chief Secretary (Personnel) to the  
Government of Himachal Pradesh

All the Administrative Secretaries to the  
Government of Himachal Pradesh, Shimla-2.

Contd...2/-

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Endst. No. As above Dated Shimla-171 002, the 19 /10/2015.

Copy to:-

1. The Additional Chief Secretary (Forests) to the Government of Himachal Pradesh, Shimla-171 002.
2. The Additional Chief Secretary (Home) to the Government of Himachal Pradesh, Shimla-171 002.
3. All the IAS officers.
4. All the Heads of Departments in Himachal Pradesh.
5. All the Divisional Commissioners/Deputy Commissioners in Himachal Pradesh.
6. All the MDs of Boards/Corporations in Himachal Pradesh.
7. The Secretary to Governor, Himachal Pradesh, Shimla.
8. The Resident Commissioner, Government of Himachal Pradesh, Himachal Bhawan, 27-Sikandra Road, New Delhi.
9. The Sr.Additional Advocate General, Legal Cell, Himachal Bhawan, New Delhi w.r.t. letter No.3-2/2014-Sr.Addl.AG.New Delhi-867 dated 15.9.2015.
10. The Controller (F&A), Department of Personnel, HP Secretariat, Shimla.

  
(Dr. Man Singh)

Special Secretary (Personnel) to the  
Government of Himachal Pradesh  
0177-2622686