

# *The Rajasthan Medical & Health Service Rules, 1963*

## **SUPPLIMENT -- AMENDMENTS**

### **Rule 6**

The existing proviso (4) and (5) to rule 6 of the Rajasthan Medical & Health Service Rules, 1963, shall be Deleted.

[D.O.P. Notification No. F. 1(2) DOP/A-II/86, dated 30-6-1999 (59/99) & shall be deemed to have come into force w.e.f. 15-1-1983.]

### **Rule 27**

The existing proviso (6) to rule 27 shall be deleted.

[D.O.P. Notification No. F. 1(2) DOP/A-II/86, dated 30-6-1999 (59/99) & shall be deemed to have come into force w.e.f. 15-1-1983.]

### **Schedule I**

The existing Secrial Number 1 to 15 and entries thereto of Schedule I shall be substituted by the following, Namely :--

### **SCHEDULE - I**

Designa- -tion of post	Method of RecruitMent with Percentage	Post from which Promotion is to be Made	Qualification & experience for Promotion	Qualification & Expe-rience for Direct recruitment	Remarks
1	2	3	4	5	6
<b>A - SENIOR / SELECTION POST</b>					
1. Director	100% by promotion	1. Additional Director	1. Must have three years service as Additional Director		1) Service rendered as Deputy Director (Medical) or Deputy Director (Health) prior to this amendment will be treated as services as Joint Director. 2) 3 years service as Additional Director is not essential in case of Additional Director on pro- motion from the post of Senior Specialist. In such case total 5 years experience on the post of Senior Specialist/Additional Director can be sufficient.
		2. Joint Director	2. Must have five years service as Joint Director		
		3. Senior Specialist	Must have five years service as Senior Specialist		

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1	2	3	4	5	6
2. Additional Director	100% by promotion (50% by promotion From Joint Director/State Leprosy Officer and 50% by Senior Specialist)	1. Joint Director / State Leprosy Officer  2. Senior Specialist	1. Must have two years service on the posts of Joint Director/State Leprosy Officer  2. Must have four years service on the post of Senior Specialist		1. Service rendered as Deputy Director (Medical) or Deputy Director (Health) prior to this amendment will be treated as Services as Joint Director.  2. Persons selected as Additional Director from Joint Director/State Leprosy Officer in the same year shall be rank senior to persons selected from Senior Specialist.
3. Joint Director	100% by promotion	Deputy Director/ Chief Medical & Health Officer/ Additional Chief Medical & Health Officer/ Deputy Controller of Hospitals/ Dy. Superintendent/ Principal HFWTC.	Must have five years service on the post mentioned in Col. No. 3.		
4. State Leprosy Officer	100% by promotion	Zonal Leprosy Officer	1. Must have five years experience on the post mentioned in Col. No. 3. 2. Must have atleast 45 days training in Leprosy Eradication Programme in any Institution recognised by Medical Council of India/Government of Rajasthan and 3. Must have 5 years field experience in Leprosy Control Programme.		

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1	2	3	4	5	6
5. Senior Specialist	100% by promotion	Junior Specialist	1. Post Graduate Degree in the concerned speciality or any other qualification as equivalent recognised by Medical Council of India or by Government of Rajasthan. 2. Must have four years service as Junior Specialist.	-	Junior Specialists holding Post Graduate Diploma in concerned speciality at the time of publication of this amendment will also be eligible for promotion to the post of Senior Specialists.
6. Deputy Director/ Chief Medical & Health Officer/ Additional Chief Medical & Health Officer/ Deputy Controller of Hospitals/ Dy. Superintendent/ Principal, Health & Family Welfare Training Centre.	100% by promotion (80% by promotion from SMO and 20% by promotion from Deputy CM&HO (Health/Mel./F.W.))	1. Senior Medical Officer 2. Deputy Chief Medical & Health Officer (Health/ Malaria/F.W.)	1. Must have five years service on the post of SMO 2. Must have 5 years service on the post of Deputy CM&HO (Health/ Malaria/ Family Welfare).	-	1. Service rendered as Chief Medical & Health Officer/ Assistant Director Health Services/ Assistant Director Health Services (Plan) Assistant Director Health Services (Medical)/ Deputy Chief Medical & Health Officer (Family Welfare) Principal, Regional Family Planning Training Center or equivalent posts. Civil Assistant Surgeon (Selection Grade) prior to this amendment will be treated as service rendered on the post mentioned in Col. No. 3. 2. Prior to this amendment Service rendered as C.A.S. (selection grade) with post graduate degree/diploma in Public Health shall be treated as service rendered on the post of Deputy SMHO Health/Malaria/ FW. 3. The interse seniority of persons selected to the post of Dy. Director from Senior Medical Officer and Dy. CMHO (Malaria/ Health/ FW) shall be determined on the basis of length of service after regular selection and if the length of service is equal than Dy. CMHO will be senior.

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1	2	3	4	5	6
7. Junior Specialist	1. 100% by transfer from Senior Medical Officer on the basis of seniority possessing qualifications and experience laid down in column 4. 3. In the event of non availability of Sr. Medical Officer the post remaining Unfilled by transfer will be filled in by promotion from those specified in column No. 3	Medical Officer/ Medical Officer (Dentist)	1. Post Graduate Degree in speciality concerned or Post Graduate Diploma in the concerned disciplines of Gynae & Obst, Paed Medicine, Ophthalmology, T.B. & C.D., Anaesthesia, Radiology, Pathology, Forensic Medicine. 2. Must have 8 years service on the post of Medical Officer/ Medical Officer (Dentist) (including service as Senior Medical Officer, if any) for those possessing Post Graduate Degree in the speciality concerned, or must have 11 years service on the Post of Medical Officer including service as Sr. Medical Officer if any) for those possessing Post-Graduate Diploma in the concerned discipline. Provided that for promotion to the post of Junior Specialist (Dentistry) the Medical Officer (Dentist) with 11 years service after obtaining B.D.S. qualification will also be eligible, if eligible person with Post-Graduate Degree/Diploma in Dentistry is not available for promotion.		1. Service rendered as Civil Assistant Surgeon, Civil Assistant Surgeon (Dentist) prior to this amendment will be treated as service rendered on the post of Medical Officer/ Medical Officer (Dentist)  2. Medical Officer (Dentist) holding Post Graduate Diploma in the concerned speciality at the time of coming into force of this amendment will only be eligible for promotion to the post of Junior Specialist.
8. Senior Medical Officer	100% by promotion	Medical Officer	Must have eight years service on the post mentioned in Col. No. 3	-	Service rendered as Civil Assistant Surgeon prior to this amendment will be treated as service rendered on the post of Medical Officer.
9. Deputy Chief Medical & Health Officer (Health/ Malaria/ Family Welfare)	100% by promotion	Medical Officer	Must have eight years service on the post mentioned in Col. No. 3 with post graduate Degree/ Diploma in Public Health.	-	Prior to this amendment service rendered as Civil Assistant Surgeon (selection grade) with post graduate Degree/Diploma in Public Health will be treated service rendered on the post of Deputy CM&HO.

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1	2	3	4	5	6
10. Zonal Leprosy Officer	100% by promotion	Medical Officer	1. Post Graduate Degree in Medicine or Skin & V.D. or Preventive & Social Medicine. 2. Must have 5 years experience in the field of Leprosy Eradication Programme. 3. Must have atleast 45 days training in Leprosy Eradication Programme in any institutions recognised by Medical Council of India/ Government of Rajasthan.	-	
11. Chief Public Analyst	100% by Promotion	Public Analyst	Must have worked as Public Analyst for 10 years.	-	
<b>B - JUNIOR POSTS</b>					
12. Medical Officer	100% by direct recruitment	-		M. B. B. S.	The service on the post of Civil Assistant Surgeon prior to re-designation will be counted as service on re-designated post.
13. Medical Officer (Dentist)	100% by direct recruitment	-		B. D. S.	The service on the post of Civil Assistant Surgeon (Dentist) prior to re-designation will be counted as service on re-designated post.
14. Public Analyst	100% direct recruitment	-		As prescribed under the Prevention of Food Adulteration Rules, 1955 as amended from time to time.	

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1	2	3	4	5	6
15 Clinical Psychologist	-do-			Should be M.A. in Psychology and D.M. & S.P. (Bangalore) or D.M.P. (Ranchi) or Ph.D. in Clinical Psychology (Bangalore), (Ranchi), All India Institute of Medical Science, New Delhi, Post Graduate Medical College, Chandigarh OR M.Sc. in Clinical Psychology from any other country or its equivalent qualification which has been recognised by the Government with two years clinical experience with psychodignostic work in a recognised or Government Mental Hospital or; a Psychiatric Clinic attached with any of the Associated Hospitals of the Medical Colleges in Rajasthan or any where in the Country.	
16. Chief Nursing Superintendent	100% by Promotion	Matron Grade -I	1. Registered 'A' Grade Nurse 2. 15 years experience in Hospital Nursing out of which 8 years should be as Nursing Superintendent Grade-I/ Matron Grade -I.		

**NOTE :-- (1)**

The persons selected on the post of Deputy Chief Medical & Health Officer (Family Planning), Chief Medical & Health Officer, Assistant Director (Medical) T.B. B.C.G./M.C.W./Guiniworm/Plan) after selection on the said post prior to this amendment will be considered as service on the post of Senior Medical Officer. They will automatically acquire the designation of Senior Medical Officer.

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- (2) Services rendered on the post of Assistant Director (Health), Deputy Chief Medical & Health Officer (Family Planning/Health Side), and Principal, Regional Family Planning Training Centre after selection on the said post prior to this amendment will be considered as service on the post of Deputy Chief Medical & Health Officer (Family Welfare/Health/Malaria). They will automatically acquire the designation of Deputy Chief Medical & Health Officer (Family Welfare/Health/Malaria).
- (3) Persons already in the selection scale of Civil Assistant Surgeon prior to this amendment will be treated on the post of Senior Medical Officer and their services as Civil Assistant Surgeon (Selection Scale) prior to this amendment will be considered as service on the post of Senior Medical Officer.
- (4) Persons already in the selection grade of the Civil Assistant Surgeon with P.G. Degree/Diploma in Public Health prior to this amendment will be treated on the post of Dy. CMHO (Health/FW/Malaria) and their services as Civil Assistant Surgeon (Selection grade) with P.G. Degree/ Diploma in Public Health prior to this amendment will be considered as service on the post of Dy. CMHO (FW/Health/Malaria).

[D.O.P. Notification No. F. 1(2) DOP/A-11/88, dated 30-6-1999 (61/99) & shall be deemed to have come into force w.e.f. 4-12-87]

**Schedule I**

After the existing serial No. 15 and entries thereto of Schedule I, following shall be added, namely:--

1	2	3	4	5	6
<b>"DIPLOMA COURSE IN PHARMACY"</b>					
<b>SENIOR POST</b>					
16. Reader	100% by promotion	Senior Lecturer	4 Years' experience on the post mentioned in Column No. 3.		The Government may designate one senior Reader as Head of Department (Incharge Pharmacy Course) if he fulfill The following qualifications :-- Basic degree in Pharmacy and Post graduate in any discipline of Pharmaceuticals science with not less than 5 years' experience in teaching. In the event of non-availability of such qualified persons amongst the Readers, the post of Reader & Head of the Department (Incharge Pharmacy course) may be filled up by direct recruitment with the above qualifications.

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1	2	3	4	5	6
17. Senior Lecturer	100% by Promotion	Lecturer	M. Pharma or MD with 5 years' experience on the post mentioned in Column No. 3 Provided that the qualifications of M. Pharma or M.D. shall not apply to the incumbents appointed prior to this amendment.	-	-
<b>JUNIOR POST</b>					
18. Lecturer	100% by direct recruitment	-	-	M. Pharma in the appropriate branch or B. Pharma with 3 years' teaching/ Professional experience. In the subject of Anatomy & Physiology and/or Bio-chemistry & clinical Pathology, the persons with MBBS qualification shall also be eligible.	-
<b>"MALARIA ORGANISATION"</b>					
<b>Senior Posts</b>					
19. Deputy Director (Entomology)	100% by Promotion	Assistant Director (Entomology)	5 years' experience on the post mentioned in column No. 3.	-	-
20. Assistant Director (Entomology)	100% by promotion	Entomologist	5 years' experience on the post mentioned in Column No. 3	-	-
<b>Junior Posts</b>					
21. Entomologist	100% by direct recruitment	-	-	M.Sc. (Zoology) or M.Sc. (Agriculture) with specialization in Entomology from a University established by law in India.	The persons selected and appointed on the post of Biologist prior to this amendment will be treated to be serving on the equivalent post of Entomologist and their services rendered on the post of Biologist prior to this amendment will be treated as service on the post of Entomologist.

[F.D. Notification No. F.1(2) DOP/A-II/86, dated 4-3-1999 (17/99) and shall be deemed to have come into force with effect from 26-8-1989 except Serial No. 18 and 19 and entries thereto which shall come into force from 27-4-1994 and 22-4-1997, respectively.]

**GOVERNMENT OF RAJASTHAN  
APPOINTMENT (A-II) DEPARTMENT  
NOTIFICATION**

Jaipur, June 11, 1963.

No. F. 21 (12) Appts. (C)/55 : 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 Medical and Health Service.

**THE RAJASTHAN MEDICAL & HEALTH SERVICE  
RULES, 1963**

**Part- I- General**

**1. Short title and Commencement.**— These rules may be called the Rajasthan Medical & Health Service Rules, 1963. They shall come into force at once.

**2. Definitions.**— In these rules unless the context otherwise requires:-

1[(a) "Appointing Authority" means the Government of Rajasthan and any other officer to whom powers in this behalf may be delegated by the Government by a special or general order and subject to such conditions as it may deem fit.]

(b) "Commission" means the Rajasthan Public Service Commission.

(c) "Director" means the Director of Medical and Health Services Rajasthan.

2[(d) "Direct recruitment" means recruitment made in accordance with Part IV of these rules.]

3[(e) "Government and State" means respectively, the Government of Rajasthan and the State of Rajasthan.]

(f) "Member of the Service" means a person appointed in a substantive capacity to a post in the service under the provisions of these rules or orders superseded by these rules, and includes a person placed on probation.

(g) "Service" Means the Rajasthan Medical & Health Service.

(h) "Schedule" means a schedule appended to these rules.

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1. Substituted vide M.P.H. Deptt. Notification No. F. 1(86)MPH/77/Gr.II dated 11-7-1977 for "Appointing Authority" means the Government of Rajasthan."

2. Substituted vide Notification No. F.1 (101) MPH/68/Gr. II, dated 11.9.1972 for "Direct recruitment" - means the recruitment made otherwise than by promotion, as prescribed in rule 6.

3. Substituted vide Notification No. F.7(10)DOP/A-II/74, dated 10-2-1975, for - "Government and State" means respectively the "Government and the State of Rajasthan."

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“(i) “Substantive Appointment” means an appointment made under the provisions of these Rules to a 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 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 provision of any Rules promulgated under proviso to Article 309 of the Constitution of India, except an 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 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.

1. Inserted vide Notification No. F.7(3) DOP/A-II/73, dated 5.7.1974.

2. Substituted vide Notification No. F. 6 (2) DOP/A-II/71 dated 29.8.1982, for : “[(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 person holding such posts in substantive capacity shall include the period for which the person has continuously worked on such posts 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 a 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 - Absence during service e.g. training and deputation etc., which are treated as “duty” under the R.S.R. shall also be counted as service for computing minimum experience or service required for promotion.]”

3. Inserted vide Notification No. F. 6 (2) Appts. (A-II) 71- I, dated 9.10.1975. Effective from 27.3.1973.

@ Inserted vide Notification No. F. 6 (2) Appts/A-II/71, dated 13.7.1976. Effective from 1.10.1975.

3. Added vide Notification No. F.7 (2) DOP/A-II/81 dated 21.12.1981 w.e.f 1.4.1981.

**Part II - Cadre**

**4. Composition and Strength of the Service.—** (1) The nature of post included in each category of the service shall be as specified in column 1 of the Schedule.

Provided that --

- <sup>1</sup>[(a) The Government may create temporarily additional categories of posts in the service as specified in the "Temporary Schedule" appended to these Rules which shall remain in force till such time as such temporary posts in such categories are sanctioned.;
- (b) The various conditions, principles and procedures contained in these Rules except for substantive appointments shall, as far as, *mutatis mutandis*, apply to recruitment, appointment and in other matters to such temporary posts and subject to such modification as may be specified in the 'Second Schedule'.
- (c) Posts included in 'Second Schedule' shall be treated as isolated and ex-cadre posts and appointment there to shall not confer any right on a person for appointment, confirmation and seniority etc., for the posts included in the regular cadre posts of the Schedule unless and until the posts are made permanent and the categories are included in the permanent cadre.
- (d) A holder of temporary post included in the 'Second Schedule' shall also be eligible for promotion to higher temporary category of posts included in the 'Second Schedule' if he fulfills other conditions laid down in the Schedule provided that in any Service consisting of sections or wings for promotion, persons from outside the section or wing shall not be considered for promotion unless otherwise mentioned specifically.
- (e) A member of service shall have precedence over a holder of temporary post included in the 'Second Schedule' where both are eligible.
- (f) Provisions for determination of seniority inter-se of holders of such posts in 'Second Schedule' shall, except for substantive appointment apply *mutatis mutandis* and a separate seniority list shall be drawn for them.]

(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.

**5. Initial Constitution of Service.—** The Service shall consist of--



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- (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.

<sup>1</sup>[The officers appointed in specific specialities requiring experience in that speciality for which they are specially recruited before the promulgation of these rules on the basis of their experience in that speciality or had been working on that post for a period of more than two years on the promulgation of the Rules i.e. 11.6.63 shall be screened by a Committee referred to in Rule 24 (2) for adjudging their suitability on the post held by them on 11.6.63.]

### **PART III-Recruitment**

**6. Method of Recruitment.--** Recruitment to the Service after the commencement of these rules be by the following methods--

- (a) by a direct recruitment in accordance with Part IV of these rules; or
- (b) by promotion in accordance with Part V of these rules;

<sup>2</sup>[(c) Transfer from amongst persons holding substantively post of Junior Specialist in any other speciality provided he possesses the necessary qualification and experience prescribed in the Schedule for promotion to the post sought to be filled by transfer.]

<sup>3</sup>[(2) Recruitment to the service by the aforesaid methods shall be made in such a manner that the persons appointed to the service by each method do not at any time exceed the percentage laid down in the Rules/Schedule of the total cadre strength as sanctioned for each category from time to time.]

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 a particular year, appointment by 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 of States of Ajmer, Bombay and Madhya Bharat to suitable posts in the Schedule in accordance with the <sup>4</sup>[directions] governing the integration of their service; and

(3) that nothing in these rules shall preclude the Government from re-employing persons having retired from the Service.

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1. Added vide Notification No. F.1 (19) MPH/68Gr. II, dated 10.2.1975.

2. Inserted vide Notification No. F.11 (101) MPH/68-Gr. II, dated 11.9.72 (effective from 19.6.1963).

3. Added vide Notification No. F.7(2)DOP/A-II/81, dated 13-11-1996.

4. Substituted for the words "rules" vide Notification No. F.9 (4) DOP/A-II/75 dated 27.5.1975.

5. Added vide Notification No. F.1 (1) DOP/P/A-11/85 dated 15.1.1983.

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- (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.

<sup>1</sup>[The officers appointed in specific specialities requiring experience in that speciality for which they are specially recruited before the promulgation of these rules on the basis of their experience in that speciality or had been working on that post for a period of more than two years on the promulgation of the Rules i.e. 11.6.63 shall be screened by a Committee referred to in Rule 24 (2) for adjudging their suitability on the post held by them on 11.6.63.]

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<sup>2</sup>[(c) Transfer from amongst persons holding substantively post of Junior Specialist in any other speciality provided he possesses the necessary qualification and experience prescribed in the Schedule for promotion to the post sought to be filled by transfer.]

<sup>3</sup>[(2) Recruitment to the service by the aforesaid methods shall be made in such a manner that the persons appointed to the service by each method do not at any time exceed the percentage laid down in the Rules/ Schedule of the total cadre strength as sanctioned for each category from time to time.]

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 a particular year, appointment by 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 of States of Ajmer, Bombay and Madhya Bharat to suitable posts in the Schedule in accordance with the <sup>4</sup>[directions] governing the integration of their service; and

(3) that nothing in these rules shall preclude the Government from re-employing persons having retired from the Service.

1. Added vide Notification No. F.1 (19) MPH/68Gr. II, dated 10.2.1975.

2. Inserted vide Notification No. F.11 (101) MPH/68-Gr. II, dated 11.9.72 (effective from 19.6.1963).

3. Added vide Notification No. F.7(2)DOP/A-II/81, dated 13-11-1996.

4. Substituted for the words "rules" vide Notification No. F.9 (4) DOP/A-II/75 dated 27.5.1975.

5. Added vide Notification No. F.1 (1) DOP/P/A-11/85 dated 15.1.1983.

such orders and instructions as may be issued by the Government from time to time provided that these are regulated *mutatis mutandis* according to the instruction issued on the subject by the Government of India.]

**[7. Reservation of Vacancies for the Scheduled Castes and the Scheduled Tribes.—** (1) Reservation of vacancies for the Scheduled Castes and the Scheduled Tribes shall be in accordance with the orders of the Government for such reservation in force at the time of recruitment i.e. by direct recruitment and by promotion.

(2) The vacancies so reserved for promotion shall be filled in by <sup>2</sup>[Seniority-cum-merit and merit].

(3) In filling the vacancies so reserved the eligible candidates who are members of the Scheduled Castes and the Scheduled Tribes shall be considered for appointment in the order in which their names appear in the list prepared for direct recruitment by the Commission, for post failing in its purview and by the Appointing Authority in other cases, and the Departmental Promotion Committee or the Appointing Authority, as the case may be, in the case of promotee irrespective of their relative rank as compared with other candidates.

<sup>3</sup>[(4) Appointment shall be made strictly in accordance with the rosters prescribed separately for direct recruitment and promotion. In the event of non-availability of the eligible and suitable candidates amongst Scheduled Castes and Scheduled Tribes, as the case may be, in a particular year, the

1. Substituted vide Notification No. F.7 (4) DOP/A-II/73 dated 3.10.73, for—

"7. Reservation of vacancies for Scheduled Castes and Scheduled Tribes:—(1) Reservation of vacancies for Scheduled Castes and Scheduled Tribes shall be in accordance with the orders of the Government for such reservation in force at the time of recruitment.

(2) In filling the vacancies so reserved for the candidates who are members of the Scheduled Castes and the Scheduled Tribes shall be considered for appointment in the order in which their names appear in the list irrespective of their relative rank as compared with other candidates.

(3) In the event of non-availability of a sufficient number of candidates amongst Scheduled Castes and Scheduled Tribes in a particular year, vacancies need not be kept reserved and shall be filled in accordance with the normal procedure but they may be carried forward and filled up in the subsequent year. In case the candidates of Scheduled Castes or Scheduled Tribes are not available even in the second year, for appointment against the vacancies carried forward from the previous year, vacancies will be filled in by other candidates and the deficiency will be made good in the subsequent year. If the candidates are not available in the third year also, vacancies reserved will be filled in by other candidates and their reservation on account of the deficiency shall not be carried forward for more than two years.

Note : The reservation shall be calculated on the basis of total vacancies. The adjustment of fractions shall be made over a period of five years. Promotions shall be made irrespective of consideration of caste or tribes."

2. Substituted vide Notification No. F.7 (4) DOP/A-II/73 dated 29.1.1981 for words "Merit +[ alone]"

+ Substituted for the words "Merit-cum-Seniority" vide Notification No. F.7 (6) Karnik/Ka-II/75, dated 31.10.75.

3. Substituted vide Notification No. F.7 (10) DOP/A-II/74 dated 10.2.75, for— "In the event of non-availability of a sufficient number of eligible and suitable candidates amongst the Scheduled Castes and the Scheduled Tribes in a particular year, vacancies shall not be carried forward and shall be filled in accordance with the normal procedure."

vacancies so reserved for them shall be filled in accordance with the normal procedure, and an equivalent number of additional vacancies shall be reserved in the subsequent year. Such of the vacancies which remain so unfilled shall be carried forward to the subsequent three recruitment years in total, and there after such reservation would lapse :

Provided that there shall be no carry forward of the vacancies in posts or class/category/ group of posts in any cadre of Service to which promotions are made on the basis of '[merit alone]' under these Rules.]

**2[7A. Reservation of vacancies for Other Backward Classes.—**

Reservation of vacancies for Other Backward Classes shall be in accordance with the orders of the Government for such reservation in force at the time of direct recruitment. In the event of non-availability of eligible and suitable candidate amongst Other Backward Classes. In a particular year, the vacancies so reserved for them shall be filled in accordance with the normal procedure.]

**3[7B. Reservation of vacancies for woman candidates. --**

Reservation of vacancies for woman candidates shall be '[30%] categorywise, in direct recruitment. In the event of non-availability of eligible and suitable woman candidates in a particular year, the vacancies so reserved for them shall be filled '[ up by male candidates] and such vacancies shall not be carried forward to the subsequent year and reservation shall be treated as horizontal reservation i.e.the reservation of woman candidates shall be adjusted proportionately in the respective category to which the woman candidates belong.]

**4[8. Nationality. — A candidate for appointment to the service**

1. Deleted vide Notification No. F. 7 (6) DOP/A-II/74, dated 10.2.75, the words "both Merit and seniority-cum-merit and not by Seniority-cum"
2. Added vide Notification No.F.7(2)DOP/A-II/93 dated 24.5.1994 effected from 28.9.1993.
3. Added vide Notification No.F.7(2)DOP/A-II/88 dated 22.1.1997.
4. Substituted vide Notification No. F.7(2) DOP/A-II/88, dated 7-6-1999 (51/99), for "20%".
5. Substituted vide Notification No. F.7(2) DOP/A-II/88, dated 7-6-1999 (51/99), for expression, "in accordance with the normal procedure".
6. Substituted vide Notification No. F.7 (4) DOP/A-II/76 dated 7.9.76, for:—  
"(8) Nationality :- A candidate for appointment to the service must be :  
(a) a citizen of India, or  
(b) a subject of Sikkim, or  
(c) a subject of Nepal, or  
(d) a subject of Bhutan, or  
(e) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or  
(f) a person of Indian origin who has migrated from Pakistan, Burma, Ceylon and East African Countries of Kenya, Uganda and the United Republic of Tanzania (formerly Tanganyika and Zanzibar) with the intention of permanently settling in India.  
Provided that a candidate belonging to categories (c), (d), (e) and (f) shall be a person in whose favour a certificate of eligibility been given by the Government of India and if he belongs to category (f) the certificate of eligibility will be issued for a period of one year, after which such a candidate will be retained in service subject to his having acquired Indian citizenship.

A candidate in whose case a certificate of eligibilities is necessary may be admitted to an examination or interview conducted by the Commission or other recruiting authority as the case may be, and he may also provisionally be appointed subject to the necessary certificate being given to him by the Government."

must be :

- (a) a citizen of India, or
- (b) a subject of Nepal, or
- (c) a subject of Bhutan, or
- (d) a Tibetan refugee who came over to India before the 1st January 1962 with the intention of permanently settling in India, or
- (e) a person of Indian origin who has migrated from Pakistan, Burma, Sri Lanka and East African Countries of Kenya, Uganda and the United Republic of Tanzania (formerly Tanganyika and Zanzibar) [Zambia, Malawi, Zaire and Ethiopia] with the intention to permanently settling in India:

Provided that a candidate belonging to categories (b) (c) (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Commission or other recruiting authority and he may also provisionally be appointed subject to the necessary certificate being given to him by the government.]

**[8.A. \*Conditions of eligibility of persons migrated from other countries of India].**— Notwithstanding anything contained in these rules provisions regarding eligibility for recruitment to the Service with regard to nationality, age limit and fee or other concessions to a person, who may migrate from other countries to India with the intention of permanently settling in India, shall be regulated by such orders or instructions as may be issued by the State Government from time to time and the same shall be regulated *mutatis mutandis* according to the instructions issued on the subject by the Government of India.]

**\*[9. Determination of Vacancies. — (1) (a) subject to the provisions**

1. Inserted vide Notification No. F.7 (4) DOP/A-II/76 dated 4.6.1977.
2. Added vide Notification No. F.7 (5) DOP/A-II/76 dated 20.6.1977 —
3. Added vide Notification No. F.2 (4) DOP/sA-II/79 dated 22.11.1984
4. Substituted vide Notification No. F.7 (2) DOP/A-II/81 dated 21-12-1981 (w.e.f. 1.4.1981), for:--

**\*\*[ 9. Determination of vacancies:--(1) (a) Subject to the provisions of these rules, the**  
(Contd.)

**\*Substituted vide Notification No. F.5 (3) DOP/A-II/71 dated 6.10.1979, for:--\*** **[ 9. Determination of Vacancies:--(1) Subject to the provisions of these rules, the Appointing Authority shall determine each year the number of vacancies anticipated during the following twelve months and the number of persons likely to be required by each method. Such vacancies shall be determined again before the expiry of twelve months of the last determination of such vacancies.**

**(2) In calculating the actual number to be filled by each method on the basis of the**  
(Contd.)

**% Substituted vide Notification No. F.7 (1) DOP/A-II/73 dated 16.10.73, for:-- \*9. Determination of vacancies. -- (1) Subject to the provisions of these rules, Government shall determine at the commencement of each calendar year the number of vacancies anticipated during the year and the number of persons likely to be recruited by each method.**

**(2) Any vacancy which remains unfilled for non availability of suitable candidates or otherwise, shall be carried forward, from year to year:**

**Provided that the additional vacancies or such of them as are not filled, shall lapse at the end of the second year."**

of these rules, the Appointing Authority shall determine on 1st April every year, the actual number of vacancies occurring during the financial year.

(b) Where a post is to be filled in by a single method as prescribed in the rule or Schedule, the vacancies so determined shall be filled in by that method.

(c) Where a post is to be filled in by more than one method as prescribed in the rules or schedule, the apportionment of vacancies, determined under clause (a) above, to each such method shall be done maintaining the prescribed proportion for the over-all number of posts already filled in. If any fraction of vacancies is left over after apportionment of the vacancies in the manner prescribed above, the same shall be apportioned to the quota of various methods prescribed in a continuous cyclic order giving precedence to the promotion quota.

(2) The Appointing Authority shall also determine the vacancies of earlier years yearwise which were required to be filled in by promotion, if such vacancies were not determined and filled earlier in the year in which they were required to be filled in.]

**10. Age—**(1) A candidate for direct recruitment to a junior post enumerated in the Schedule must have attained the age of 22 years and must not have attained the age of 45 years on the first day of January following the last date fixed for receipt of applications.

(2) A candidate for direct recruitment to a Selection or Senior post enumerated in the Schedule must have attained the age of 25 years and must not have attained the age of 45 years on the first day of January

(Contd.)

Appointing Authority shall determine every year the number of existing vacancies and those anticipated during the following twelve months and the number of persons likely to be appointed to the Service by each method. The next determination of vacancies shall be done just before the expiry of twelve months of the last determination of vacancies.

(b) In calculating the actual number of vacancies to be filled in by each method on the basis of percentage prescribed in the Schedule, the Appointing Authority shall adopt an appropriate continuous cyclic order to correspond with the proportion laid down in the Schedule by giving precedence to promotion quota.

(2) The Appointing Authority shall determine every year the number of existing vacancies and those anticipated in nexts twelve months which are to be filled by promotion of persons already in service.

(3) The Appointing Authority shall also determine the corresponding vacancies of earlier years, if any, year wise which were required to be filled in by promotion, if such vacancies were not determined and filled earlier in the year in which they were required to be filled in accordance with sub-rule (2).]"

(Contd.)

percentage prescribed in column 3 of the Schedule, appended with relevant Service Rules each Appointing Authority shall adopt on appropriate cyclic order to correspond with the quota over direct recruitment quota e.g. where the appointment by direct recruitment and promotion is in the percentage of 75 and 25 respectively the cycle shall run as follows :

1. By Promotion.
2. By Direct Recruitment.
3. By Direct Recruitment.
4. By Direct Recruitment.
5. By Promotion.

6. By Direct Recruitment.
7. By Direct Recruitment.
8. By Direct Recruitment.
9. By Promotion and so on.]

following the last date fixed for receipt of application :

Provided:

(i) that the upper age limit mentioned in sub-rule (1) and (2) above, shall be relaxed by 5 years in the case of women candidate and candidates belonging to Scheduled Caste or Scheduled Tribes;

(ii) that the upper age limit mentioned in sub-rule (1) and (2) above shall be 50 years in the case of Ex-Service personnel and the reservists, namely the Defence Service Personnel who were transferred to the reserve;

(iii) that the upper age limit mentioned in sub-rule (1) and (2) above shall not apply in the case of ex-prisoners who had served under the Government on a substantive basis on any post before conviction;

(iv) that the upper age limit mentioned in sub-rule (1) and (2) above shall be relaxable by a period equal to the term of imprisonment served in the case of ex-prisoner who was not overage before his conviction.

<sup>1</sup>[(v) that the persons appointed temporarily <sup>2</sup>[ to a post in the Service] shall be deemed to be within the age limit, had they been within the age limit when they were initially appointed even though they have crossed the age limit when they appear finally before the Commission and shall be allowed upto two chances had they been eligible as such at the time of their initial appointment.]

<sup>3</sup>[(vi) that the upper age limit mentioned above shall be relaxable by a period equal to the service rendered in the N.C.C. in the case of Cadet instructors and if the resultant age does not exceed the prescribed maximum age limit by more than three years, they shall be deemed to be within the prescribed age limit.]

<sup>4</sup>[(vii) notwithstanding anything contained contrary in these Rules in the case of persons serving in connection with the affairs of the State in substantive capacity, the upper age limit shall be 40 years for direct recruitment to posts filled in by competitive examinations or in case of posts filled in through the Commission by interview.<sup>5</sup>] ]

<sup>6</sup>[(viii) that the Released Emergency Commissioned Officers and Short Service Commissioned Officers after release from the Army shall be deemed to be within the age-limit even though they have crossed the age limit when they appear before the Commission had they been eligible as such at the time of their joining the Commission in the Army.]

<sup>7</sup>[(ix) that there shall be no age limit in the case of widows and divorced women.

*Explanation.*--That in the case of widow, she will have to furnish a certificate of death of her husband from the Competent Authority

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1. Added vide Notification No. F.1 (26) DOP/A-II/62 dated 4.4.1967.

2. Inserted vide Notification No. F.1 (39) DOP/A-II/73 dated 25.12.1974.

3. Added vide Notification No. F.1 (10) Appts. (A-II)/66, dated 11.4.1967.

4. Inserted vide Notification No. F.7 (8) DOP/A-II/74 dated 31.12.1974.

5. Deleted vide Notification No. F.7 (8) DOP/A-II/ 74 dated 26.6.1997, the expression "This relaxation shall not apply to urgent temporary appointment".

6. Inserted vide Notification No. F.7 (2) DOP/A-II/75 dated 20.9.1975.

7. Added vide Notification No. F.7 (2) DOP/A-II/84 dated 18.12.1987.

and in case of divorce, she will have to furnish the proof of divorce.]

[(x) the upper age limit mentioned above shall be relaxed by 5 years in the case of candidates belonging to the Other Backward Classes.]

**[11. Academic and Technical qualifications.** -- A candidate for direct recruitment for the posts specified in the Schedule shall, in addition to the working knowledge of Hindi written in Devnagri Scripts, possess the qualifications prescribed in the schedule.]

**12. Character**—The character of a candidate for direct recruitment to the service must be such as to qualify him for employment in the service. He must produce a certificate of good character from the Principal/Academic Officer of the University of College in which he was last educated and two such certificate written not more than six months prior to the date of application from two responsible persons not connected with the College or University and not related to him.

**Note :-**(1) A conviction by a court of law need not of itself involve the refusal of a certificate of good character. The circumstances of the conviction should be taken into account and if they involve no moral turpitude or

1. Added vide Notification No. F. 7(2) DOP/A-II/93 Pt. dated 25-5-2000 (21/2000).

2. Substituted vide Notification No. F.2 (1) MPH/70 dated 4.7.75, for- "11. Academic and Technical qualifications. -- A candidate for direct recruitment to the post specified in the Schedule shall, in addition to such experience as is required, possess the following qualification

(a) **Senior and Junior Specialists.** -- (i) must hold a degree in Medicine and Surgery of a University established by law in India, or a qualification recognized as equivalent thereto by the Government;

(ii) must hold a post-graduate degree or diploma of a University established by law in India in the specified branch of medicine or surgery or a qualification of a foreign country recognized as equivalent thereto by the Government; and

(iii) must possess a working knowledge of Hindi written in Devnagri script.

(b) **Assistant Directors of Health Services.** -- (i) must hold a degree in Medicine and Surgery of a University established by law in India or a qualification recognized as equivalent thereto by the Government.

(ii) must hold a degree or diploma in Public Health of a recognized University or Institution in India or abroad or a qualification recognized as equivalent thereto by the Government, and

(iii) must possess a working knowledge of Hindi written in Devnagri script.

(c) **District Medical and Health Officers.** -- must hold a degree in Medicine and Surgery of a University established by law in India, or a qualification recognized as equivalent thereto by the Government.

(ii) must hold a Post-Graduate degree or diploma in Medicine or Surgery of a University established by Law in India or qualification recognized equivalent thereto by the Government and must possess a working knowledge of Hindi written in Devnagri script.

(d) **Civil Assistant Surgeon.** -- (i) must hold a degree in medicine and Surgery of a University established by law in India or a qualification recognized as equivalent thereto by the Government or must be a licentiate.

(ii) must possess a working knowledge of Hindi written in Devnagri script.

(e) **Health Officers.** -- (i) must hold a degree in Medicine and Surgery of a University established by law in India or a qualification recognized as equivalent there to by the Government or must be a licentiate.

(ii) must hold a degree or diploma in Public Health of a recognized University or Institution; and

(iii) must possess a working knowledge of Hindi written in Devnagri script."



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association with crimes of violence or with a movement which has as its object the overthrow by violent means of the government as by law established, the mere conviction need not be regarded as a disqualification.

(2) Ex-Prisoners, who by their disciplined life while in prison and by their subsequent good conduct have proved to be completely reformed, should not be discriminated against on grounds of their previous conviction for purposes of employment in service. Those, who are convicted of offences not involving moral turpitude or violence, shall be deemed to have been completely reformed on the production of a report to that effect from the Superintendent, After Care Home or if there are no such Homes in a particular district, from the Superintendent of Police of that district.

Those convicted of offences involving moral turpitude or violence shall be required to produce a certificate from the Superintendent, After Care Home endorsed by the Inspector General of Prisons, to the effect that they are suitable for employment as they have proved to be completely reformed by their disciplined life while in prison and by their subsequent good conduct in an After Care Home.

**[13. Physical Fitness.** — A candidate for direct recruitment to the Service, must be in good or bodily health and free from any mental or physical defect likely to interfere with the efficient performance of his duties as a member of service and if selected must produce a certificate to that effect from a Medical Authority notified by the Government for the purpose. The Appointing Authority may dispense with production of such certificate in the case of candidate promoted in the regular line of promotion, or who is already serving in connection with the affairs of the State if he has already been medically examined for the previous appointment and the essential standards of medical examination of the two posts held by him are to be comparable for efficient performance of duties of the new post and his age has not reduced his efficiency for the purpose.]

**14. Employment of irregular or improper means.** — A candidate, who is or has been declared by the Commission guilty of impersonation or of submitting fabricated documents which have been tampered with or of making statements which are incorrect or false or of suppressing material information or of using or attempting to use unfair means in the examination or interview or otherwise resorting to any other irregular or improper means for obtaining admission to the examination or interview may, in addition to rendering himself liable to criminal prosecution, be debarred either permanently or for specified period-

(a) by the Commission from admission to any examination or appearance at any interview held by the Commission for selection of candidates, and

(b) by the Government from employment under the Government.

1. Substituted vide Notification No. F.7 (2) DOP/A-II/74 dated 5.7.1974, for—

"13. **Physical Fitness.** — A candidate for direct recruitment to the Service must be in good mental and bodily health and free from any mental or physical defect likely to interfere with the efficient performance of his duties as a member of the Service and if selected, must produce a certificate to that effect from a Medical Authority notified by the Government for the purpose."

**15. Canvassing.** -- No recommendation for recruitment either written or oral, other than that required under the rules, shall be taken into consideration. Any attempt on the part of a candidate to enlist support directly or indirectly for his candidature by any means, may disqualify him for recruitment.

#### **PART IV - Procedure for Direct recruitment**

**16. Inviting of applications.**— Applications for direct recruitment to posts in the Service shall be invited by the Commission, by advertising the vacancies to be filled, in the official Gazette <sup>1</sup>[or] in such other manner, as may be deemed fit. <sup>2</sup>[except in the case of C.A.S. where the applications shall be invited by the Secretary Medical & Public Health Department till the end of the year 1967:]

Provided that while selecting candidates for the vacancies so advertised, the Commission may, if intimation of additional requirement not exceeding 50% of the advertised vacancies, is received by them before the selection, also select suitable persons to meet such additional requirement.

**17. Form of Application.**— The application shall be made in the form prescribed by the Commission and obtainable from the Secretary to the Commission on payment of such fee as the Commission may from time to time prescribe.]

**18. Application fee.**— A candidate for direct recruitment to a post in the Service must pay the fees fixed by the Commission in such manner as may be indicated by them. <sup>2</sup>[In the case of C.A.S. the fee shall be paid in such manner as may be indicated by it till the end of the year 1967.]

**19. Scrutiny of applications.**— The Commission shall scrutinise the applications received by them and require as many candidates qualified for appointment under these Rules as seem to them desirable to appear before them for interview:

Provided that the decision of the Commission as to the eligibility or otherwise of a candidate shall be final.

**20. Recommendations of the Commission.**— The Commission shall prepare a list of the candidates whom, they consider suitable for appointment to the posts concerned, arranged in the order of merit and forward the same to the Government.

Provided that the Commission may, to the extent to 50% of the advertised vacancies, keep names of suitable candidates on the reserve list. The names of such candidates may, on requisition, be recommended in the order of merit to the Government within 6 months from the date on which the original list is forwarded by the Commission to the Government.

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1. Substituted vide Notification No. F.9(24)DOP/A-II/72 dated 4.6.1973, for the word "and".

2. Inserted vide Notification No. F.17 (505) MPH/63 dated 20.1.1967.

3. Substituted vide Notification No. F.7 (2) DOP/A-II/73 dated 5.11.1973, for:—

" 17. Form of Application. -- The application shall be made in the form approved by the Commission and obtainable from the Secretary to the Commission on payment of such fee as the Commission may, from time to time, fix."

**21. Disqualifications for appointment—**(1) No male candidate, who has more than one wife living, shall be eligible for appointment to the service unless the Government after being satisfied that there are special grounds for doing so, exempt any candidate from the operation of this rule.

(2) No female candidate, who is married to a person having already a wife living, shall be eligible for appointment to the service unless the Government after being satisfied that there are special grounds for doing so, exempt any female candidate from the operation of this rule.

(3) <sup>1</sup>[ ]

<sup>2</sup>[(4) No married candidate shall be eligible for appointment to the service if he/she had at the time of his/her marriage accepted any dowry;

*Explanation:—* For the purpose of this rule, 'dowry' has the same meaning as in the Dowry Prohibition Act, 1961 (Central Act 28 of 1961).]

**22. Selection by Government.—** Subject to the provisions of rule <sup>3</sup>[7, 7A and 7B] the Government shall select candidates who stand highest in the order of merit in the list prepared by the Commission under rule 20:

Provided that it is satisfied after such inquiry as may be considered necessary, that such candidates are suitable in all other respects for appointment to the posts concerned.

## **PART V - Procedure for Recruitment by Promotion**

**23. Criteria for selection. -** (1) The persons enumerated in column 3 of the Schedule, shall be eligible, on the basis of seniority-cum-merit for promotion to posts specified in column 1 subject to their possessing the minimum qualifications and experience <sup>4</sup>[on the first day of the month of April of the year of Selection] specified in column 4.

*Explanation .—* In case direct recruitment to a post has been made earlier than regular selection for promotion in a particular year such of the persons, who are or were eligible for appointment to that post by both the methods of recruitment and have been appointed by direct recruitment first, shall also be considered for promotion.

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1. Deleted vide Notification No. F.7 (3) DOP/A-II/76 dated 15.2.77, - "(3) No candidate male or female who had more than three children shall be eligible for appointment to the Service unless one of the spouses has undergone sterilization or in the case of a female candidate, she is above 45 years of age.

Provided that any married candidate, male or female, who had no child for the last 10 years shall be exempted from the operation of this sub-rule.

*Explanation. —*(i) For the purpose of this sub-rule a child shall include an adopted child or a step-child, and

(ii) For claiming exemption under the proviso to this sub-rule, the candidate shall have to produce a certificate either from a Registered Medical Practitioner or swear an affidavit to the effect that the age of his or her younger child is not less than 10 years."

2. Inserted vide Notification No. F.15 (9) DOP/A-II/74 dated 5.1.77.

3. Substituted vide Notification No. F.7 (2) DOP/A-II/88 dated 22.1.97, for "7, \* [7A]"

\* Inserted vide Notification No. F.7 (2) DOP/A-II/93 dt. 24.4.1994 w.e.f. 28.9.93.

4. Inserted vide Notification No. F.1 (4) DOP/A-II/73 dated 13.6.1974.

**(2) 4 ]**

**[23.A. --** No officer shall be considered for promotion unless he substantively appointed and confirmed on the next lower post. If no officer substantive in next lower post is eligible for promotion, officers who have been appointed on such post on officiating basis after selection in accordance with one of the methods of recruitment or under any Service Rules promulgated under proviso to Article 309 of the Constitution of India, may be considered for promotion on officiating basis only in the order of seniority in which they would have been had they been substantive on the said lower post.]

**24. Procedure for Selection. — (1)** As soon as it decided that a certain number of posts shall be filled by promotion, the Director shall prepare a correct and complete list containing names not exceeding five times the number of vacancies, out of the senior most members of the service who are qualified under the rules for promotion to the class of post concerned. In case of promotion to a post where incumbents of two or more different categories of lower posts are eligible, the suitability of promotion shall be adjudged on the basis of an interlaced seniority of the members of such different categories concerned. The seniority of such members of different categories for this purpose shall be determined on the basis of the length of substantive service in their respective category. He shall forward this list alongwith their confidential rolls and personal files to the Secretary to Government, Medical and Health Department.

**(2) (a)** A Committee consisting of the Chairman of the Commission or when the Chairman is unable to attend, any other member thereof nominated by him, the Secretary to the Government in the Medical and Health Department, [or the Special Secretary concerned nominated by him] [the Secretary/ Special Secretary to the Government in the Department of Personnel] or his representative not below the rank of Deputy Secretary and the Director, as Member Secretary shall consider the cases of all persons included in the list interviewing such of them as they may deem necessary and shall prepare a list containing names of suitable candidates up to twice the number of such posts as are indicated in sub-rule (1). In the case of promotion to the post of Director, he (the Director) shall not be the member of the Committee and the list shall be prepared by the Secretary to Government in the Medical and Health Department.

1. Deleted vide Notification No. F.1 (6) APPTs. (D)/60, dated 14.12.1965, —

"(2) In selecting candidates for promotion, regard shall be had to their —

- |   |  |
|---|--|
| (a) academic qualification and experience | (b) tact, initiative and energy;       |
| (c) intelligence and ability;             | (d) character including integrity, and |
| (e) previous record of service."          |  |

2. Inserted vide Notification No. F.7 (1) DOP/A-II/74 dated 5.7.1974.

3. Inserted vide Notification No. F.7 (9) DOP/A-II/74 dated 15.10.1974.

4. Substituted vide Notification No. F.7 (1) DOP/A-II/94 dated 24.7.95 (w.e.f. 12.5.92) for the expression- "Special Secretary to the Government in the [Department of Personnel]"

@ Substituted for "Appointments Department" vide Notification No. F.1 (13) DOP/A-II/72 dated 3.1.1973 (Effective from 17.7.1972).

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<sup>1</sup>[Provided that in the absence of the Director, the officiating Director or Additional Director nominated by the Government shall be the Member Secretary of the Committee but he shall not be the member when the case of promotion to the post of Director or the Additional Director is considered by the Committee and in that case the list shall be prepared by the Secretary to the Government in the Medical & Health Department.]

<sup>2</sup>[Provided further that in the case of promotion to posts in Drug Control organization, Drug Controller shall be the Member-Secretary of the Committee in respect of posts of Asstt. Drug Controller, Drug Analyst and Asstt. Director Legal and Consumer Protection (Drug Control) and in respect of the posts of Drug Controller and Dy. Director, the Dy. Secretary to Govt. Medical and Health Deptt. shall be the Member Secretary of the Committee.]

(b) The Chairman or the member of the Commission shall preside at all meetings of the Committee at which he is present.

<sup>3</sup>[Provided that in case any Member or Member Secretary, as the case may be, constituting the Committee has not been appointed to the post concerned, the officer holding charge of the post for the time being shall be the Member or Member Secretary, as the case may be, of the Committee.]

(3) The Committee shall prepare a separate list containing names of persons who may be selected to all officiating vacancies already existing or are likely to occur till the next meeting of the Committee --

(a) the list so prepared shall be reviewed and revised every year,

(b) the list shall ordinarily be in force until it is reviewed or revised in accordance with clause (a) of sub-rule (3).

(4) The Committee may co-opt the senior most Specialist in the line from amongst the members of the service or a suitable expert from outside to assist the Committee for selection of candidates for such posts as are to be filled by promotion.

(5) The names of the candidates selected as suitable shall be arranged in the order of seniority.

(6) The list prepared by the Committee shall be sent to the Government together with the confidential rolls and personal files of the candidates included in them as also of those superseded, if any. The Government may approve the lists finally with such modification, as may, in their opinion, be just and proper.

(7) Where consultation with the Commission is necessary, the lists prepared in accordance with sub-rules (2) and (3) shall be forwarded to the Commission by the Government alongwith (a) confidential rolls and personal

1. Added vide Medical & Public Health Deptt. Notification No. F.1 (-2) MPH/76/Gr.II dated 11.3.77 and shall remain in force upto 30.6.77.

\* Further added vide Notification No. F.1 (238) MPH/76/Gr.II dated 30.12.77 and shall remain in force upto 31.12.77.

\* Further added vide MPH Deptt. Notification No. F.1 (238) MPH/76/Gr.II dated 24.2.78 and shall remain in force upto 31.3.78.

\* And further added vide M.P.H. Deptt. Notification No. F.1(238) MPH/76/Gr. II dated 8.5.1978 and shall remain in force upto 31.7.1978.

2. Added vide Notification No. F.1 (2) DOP/A-II/86 dated 18.4.98 w.e.f 29.10.97.

3. Proviso added vide Notification No. F.7 (5) DOP/A-II/78 dated 21.12.1978 w.e.f 7.3.1978.

files of all officers whose names are included in the lists, (b) the confidential rolls and personal files of all officers who are proposed to be superseded by the recommendations made by the Committee.

(8) The Commission shall consider the list prepared by the Committee alongwith the other documents received from the Government, and unless any change is considered necessary, shall approve the list and if the Commission consider it necessary to make any change in the list received from the Government, the Commission shall inform the Government of the changes proposed and the Government after taking into account the comments, if any, may approve the lists finally with such modification, as may in their opinion, be just and proper.

[24.A. Revised Criteria, Eligibility and Procedure for Promotion to Junior, Senior and other posts encadred in the Service. -- As soon as the Appointing Authority determines the number of vacancies under rule regarding determination of vacancies of these rule and decides that a certain number of posts are required to be filled in by promotion, it shall, subject to provisions of sub-rule (9), prepare a correct and complete list of the senior most persons who are eligible and qualified under these rules for promotion on the basis of seniority-cum-merit or on the basis of merit to the class of posts concerned.

(2) The persons enumerated in column 5 or the relevant column regarding "post from which promotion is to be made", as the case may be, of the relevant Schedule shall be eligible for promotion to posts specified against them in column 2 thereof to the extent indicated in column 3 subject to their possessing minimum qualifications and experience on the first day of the month of April of the year of selection as specified in column 6 or in the relevant column regarding "minimum qualification and experience for promotion", as the case may be.

[Provided that for first promotion in the service if number of persons substantively appointed and confirmed on the lowest post, equal to the number of vacancies, are not available then persons who have been appointed to the lowest post in the Service after selection in accordance with one of the methods of recruitment prescribed under these rules, shall also be eligible if they fulfill other conditions of eligibility.]

(3) No person shall be considered for first promotion in the service unless he is substantively appointed and confirmed on the lowest post in the Service. After first promotion in the Service, for subsequent promotions to higher posts in the Service, a person shall be eligible if he has been appointed to such post from which promotion is to be made after selection in accordance

1. Substituted vide Notification No. F.7 (10) DOP/A-II/77 dated 7.3. 1978. Previous Rule is available at the end of this Rule.

2. Added vide Notification No. F. 7(8) DOP/A-II/78, dated 13-5-1980.

3. Substituted vide Notification No. F.7 (8) DOP/A-II/78 dated 20.7.1979, for:-

"(3) No person shall be considered for promotion unless he is substantively appointed and confirmed. If no person substantive in the next lower post is eligible for promotion, persons who have been appointed on such post on officiating basis selection in accordance with one of the methods of recruitment or under any service rules promulgated under proviso to Article 309 of the Constitution of India, may be considered for promotion on officiating basis only in the order of seniority in which they would have, had they been substantive on the said lower post."

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with one of the methods of recruitment under any Service rules promulgated under proviso to Article 309 of the Constitution of India.

Explanation : -- In case direct recruitment to a post has been made earlier than regular selection by promotion in a particular year, such of the persons who are or were eligible for appointment to that post by both the methods of recruitment and have been appointed by direct recruitment first shall also be considered for promotion.]

(4) Selection for promotion in the regular line of promotion from the post/posts not included in service to the lowest post or category of post in service shall be made strictly on the basis of merit and on the basis of seniority-cum-merit in the proportion of 50:50.

Provided that if the committee is satisfied that suitable persons are not available for selection by promotion strictly on the basis of merit in a particular year, selection by promotion on the basis of seniority-cum-merit may be made in the same manner as specified in these rules.

(5) Subject to the provisions of sub rule (7), selection for promotion from the lowest post or category of post in the state service to the next higher post or category of post in the state service and for all posts in the subordinate services and in the ministerial services shall be made strictly on the basis of seniority-cum-merit from amongst the person who have passed the qualifying examination if any, prescribed under these rules, and have put in at least five years service, unless a different period is prescribed elsewhere in these rules, on the first day of the month of April of the year of selection on the post or category of post from which selection is to be made :

Provided that in the event of non-availability of the persons with the requisite period of service of five years, the committee may consider the persons having less than the prescribed period of service, if they fulfil the qualifications and other conditions for promotion prescribed elsewhere in these rules, and are found otherwise suitable for promotion on the basis of seniority-cum-merit.

[Provided that relaxation in the prescribed period of service or experience under this rule shall only be granted to the extent of 1/3 period of the service or experience prescribed for promotion to any post before holding the meeting of the Departmental Promotion Committee.]

(6) Selection for promotion to all other higher posts or higher categories of posts in the state service shall be made on the basis of merit and on the basis of seniority-cum-merit in the proportion of 50:50.

Provided that if the Committee is satisfied that suitable persons are not available for selection by promotion strictly on the basis of merit in a particular year, selection by promotion on the basis of seniority-cum-merit may be made in the same manner as specified in these rules.

Explanation : -- If in a Service, in any category of post, number of posts available for promotion is an odd number then for purpose of determining the vacancies for selection by promotion on the basis of seniority-cum-merit and merit in the proportion 50:50, the following cyclic order shall be followed:

The first vacancy by seniority-cum-merit;

1. Added vide Notification No. F.7(3)DOP/A-II/95, dated 18-2-98 (13/98).

2. Added vide Notification No. F.7 (10) DOP/A-II/77 dated 17.8.1978 w.e.f.12.5.1978.

The first vacancy by seniority-cum-merit;

The subsequent vacancy by merit;

The cycle to be repeated.]

<sup>1</sup>[(7) Selection for promotion to the highest post/posts in the state service shall always be made on the basis of merit alone :

Provided that :

(a) in a service or groups or sections there-under where there are only two scales e.g. junior scale or senior scale and there is only one-promotion then promotions shall be made on the basis of seniority-cum-merit alone.

(b) in a service or groups or sections there-under where there are three scales e.g. junior scale, senior scale and selection scale and there are two promotions than promotions shall be as under :

(i) first promotion on the basis of seniority-cum-merit,

(ii) second promotion on the basis of seniority-cum-merit and merit in the proportions of 50:50.

(c) in services or groups or sections there-under, where there are more than two promotions then first promotion shall be made on the basis of seniority-cum-merit alone and promotions to subsequent higher posts shall be made on the basis of seniority-cum-merit and merit in the proportion of 50:50 except to the highest post.

<sup>2</sup>[ Provided further that if the Committee is satisfied that suitable persons are not available for selection by promotion to highest post/posts strictly on the basis of merit in a particular year, selection by promotion to highest post/posts on the basis of seniority-cum-merit may be made in the same manner as specified in these rules.]

(8) <sup>3</sup>[ ]

✓ **Explanation.** -- If any doubt arises about the categorization of the post as the lowest, next higher or highest post in the Service, the matter shall be referred to the Government in the Department of Personnel and Administrative Reforms whose decision thereon shall be final.

✓ <sup>4</sup>[(9) The zone of consideration of persons eligible for promotion shall be as under :

1. Substituted vide Notification No. F.7 (10) DOP/A-II/77 dated 12.5.78. for :--" (7) Selection for promotion to the highest post or highest categories of post in the state service shall always be made on the basis of merit alone."

2. Added vide Notification No. F.7 (10) DOP/A-II/77 dated 31.3.1980.

3. Deleted vide Notification No. F.7 (10) DOP/A-II/77 dated 15.7.1992 the following:-

"(8) The persons having been selected and appointed by promotion to a post or category of post on the basis of merit, shall be eligible for promotion to the next higher post or category of post, which is to be filled in by merit, only when they have put in after regular selection, at least five years service, unless a higher period of service is prescribed else where in these rules on the first day of the month of April of the year of selection on the post or category of post from which selection is to be made.

Provided that the condition of five years service shall not be applicable to a person if any person junior to him is eligible for consideration for promotion on the basis of merit:

Provided further that in the event of non-availability of persons, equal to the number of vacancies to be filled in, eligible for promotion in the category of posts next lower from which promotion is made, the committee may consider the persons having less than five year's service if they are found otherwise suitable for promotion on the basis of merit alone."

4. Substituted vide Notification No. F.7 (1) DOP/A-II/81 dated 6.7.1983, +[w.e.f. 1.4.1984]

"(9) The zone of consideration of persons eligible for promotion shall be as under--

(Contd.)



<b>(i) Number of vacancies</b>	<b>Number of eligible person to be considered</b>
<u>(a) for one vacancy</u>	<u>Five eligible persons.</u>
(b) for two vacancies	Eight eligible persons.
(c) for three vacancies	Ten eligible persons.
(d) for four or more vacancies	Three times the number of vacancies.

(ii) Where, the number of eligible persons for promotion to higher post is less than the number specified above, all the persons so eligible shall be considered.

(iii) Where, adequate number of the candidates belonging to the Scheduled Castes or the Scheduled Tribes, as the case may be, are not available within the zone of consideration specified above, the zone of consideration may be extended to five times the number of vacancies and the candidates belonging to the Scheduled Castes or the Scheduled Tribes, as the case may be (and not any other) coming within in the extended zone of consideration shall also be considered against the vacancies reserved for them.

(iv) For the highest post in state service:-

- (a) if promotion is from one category of post, eligible persons upto five in number shall be considered for promotion;
- (b) if promotion is from different categories of the post in the same pay scales, eligible persons up to two in number from each category of posts in the same pay scale, shall be considered for promotion;
- (c) if promotion is from different categories of posts carrying different pay scales, eligible persons in the higher pay scale shall be considered for promotion first and if no suitable person is available for promotion on the basis of merit in the higher pay scale then only the eligible persons of other categories of posts in lower pay scales shall be considered for promotion and so

(Contd.)

① (i) The zone of eligibility for promotion shall be five times the number of vacancies to be filled in on the basis of seniority cum-merit or merit or by both, as the case may be.]

(ii) For the highest post in a Service:-

- (a) If promotion is from one category of post, eligible person upto five in number shall be considered for promotion;
- (b) If promotion is from different categories of posts in the same pay scale, eligible persons upto two in number from each category of posts in the same pay scale shall be considered for promotion;
- (c) If promotion is from different categories of posts carrying different pay scales, eligible persons in the higher pay scale shall be considered for promotion first and if no suitable person is available for promotion on the basis of merit in the higher pay scale then only the eligible persons of other categories of posts in lower pay scales shall be considered for promotion and so on, so forth. The zone of consideration for eligibility in this case shall be limited to five senior most eligible persons in all."

+ Added vide Notification No. F.7 (1) DOP/A-II/81 dated 10.5.1984

@ Substituted vide Notification No. F.7 (1) DOP/A-II/81 dated 29.1.1981, for:-

- "(i) Number of vacancies      Number of eligible persons to be considered.
- (a) 1 to 5 vacancies      4 times of the number of vacancies.
- (b) 6 to 10 vacancies      3 times, but atleast 20 eligible persons to be considered.

(c) Above 10 vacancies- 2 times, but atleast 30 eligible persons to be considered."

forth. The zone of consideration for eligibility in this case shall be limited to five senior most eligible persons in all.]

(10) Except as otherwise expressly provided in this rule, the conditions of eligibility for promotion, constitution of the committee and procedure for selection shall be the same as prescribed elsewhere in these rules.

<sup>1</sup>[(11) (a) The Committee shall consider the cases of all of the senior most persons who are eligible and qualified for promotion to the class of posts concerned under these rules and shall prepare a list containing names of the persons found suitable on the basis of seniority-cum-merit and/or on the basis of merit, as the case may be, as per the criteria for promotion laid down in these rules, equal to the number of vacancies determined under rule relating to "Determination of vacancies" of these rules. The list so prepared on the basis of seniority-cum-merit and/or the basis of merit, as the case may be, shall be arranged in the order of seniority on the category of posts from which selection is made.

(b) The Committee shall also prepare a separate list on the basis of seniority-cum-merit and/or the basis of merit, as the case may be, as per the criteria for promotion laid down in the rules, containing names of persons equal to the number of persons selected in the list prepared under (a) above to fill temporary or permanent vacancies, which may occur subsequently. The list so prepared on the basis of seniority-cum-merit and/or on the basis of merit shall be arranged in the order of the seniority in the category of posts from which selection shall be made. Such a list shall be reviewed and revised by the Departmental Promotion Committee that meets in the subsequent year <sup>2</sup>[and that such list shall remain in force till the end of the last day of the year for which the meeting of the Departmental Promotion Committee is held.] Such lists shall be sent to the appointing authority together with annual confidential reports/annual performance appraisal reports and other service record of all the candidates included in the lists as also of those not selected, if any.]

<sup>3</sup> [Explanation. — For the purpose of selection for promotion on the basis of merit, no person shall be selected if he does not have "Outstanding"

1. Substituted vide Notification No. F.7 (2) DOP/A-II/81 dated 19.2.82, (w.e.f. 1.4.1981) for— "11.— The Committee shall consider the cases of all the senior most persons who are eligible and qualified for promotion to the class of posts concerned under these rules, <sup>\*</sup>[interviewing such of them as they may deem necessary] and shall prepare a list containing names of the suitable persons equal to the number of existing vacancies and the vacancies anticipated to occur during the next twelve months after the determination of vacancies. The committee shall also prepare separate list containing the names of persons equal to 50% of the persons selected in the aforesaid list or select one more person if the number of vacancies is one only, who may be considered suitable to fill temporary or permanent vacancies which may occur till the next meeting of the committee, on a temporary or officiating basis and the list so prepared shall be reviewed and revised every year and shall remain in force until it is so reviewed and revised. This list so prepared on the basis of merit and on the basis of seniority-cum-merit shall be arranged in the order of seniority on the category of post from which selection is to be made. Such lists shall be sent to the concerned Appointing Authority together with the Annual Confidential Rolls and Personal files of all the candidates included in them as also those not selected, if any."

<sup>\*</sup> Inserted vide Notification No. F.11 (1) DOP/A-II/77 dated 20.3.1980

2. Substituted vide Notification No. F.7(10) DOP/A-II/77, dated 28-4-1999, for expression "and that such list shall remain in force till the end of the last day of the next year or till the Departmental Promotion Committee meets, whichever is earlier."
1. Substituted vide Notification No. F.7 (10) DOP/A-II/77 dated 30.11.1991, for— (Contd.)

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or "very good" record in at least five out of the 7 years preceding the year for which D.P.C. is held.]

¶11-A.-- If in any subsequent year after promulgation of these rules, vacancies relating to any earlier year are determined under sub-rule (2) of rule relating to determination of vacancies which were required to be filled by promotion, the Departmental Promotion Committee shall consider the cases of all such persons who would have been eligible in the year to which the vacancies relate irrespective of the year in which the meeting of the Departmental Promotion Committee is held and such promotions shall be governed by the criteria and procedure for promotion as was applicable in the particular year to which the vacancies relate, and the service/experience of an incumbent who has been so promoted, for promotion to higher post for any period during which he has not actually performed the duties of the post to which he would have been promoted, shall be counted. The pay of a person who has been so promoted shall be re-fixed at the pay which he would have derived at the time of his promotion but no arrears of pay shall be allowed to him.]

¶11-B.-- The Government or the Appointing Authority may order for the review of the proceedings of the D.P.C. held earlier on account of some mistake of error apparent on the face of record, or on account of a factual error substantially affecting the decision of the D.P.C. or for any other sufficient reasons e.g. change in seniority, wrong determination of vacancies, judgment/direction of any court or tribunal, or where adverse entries in the confidential reports of an individual are expunged or toned down or a punishment inflicted on him is set aside or reduced. The concurrence of the Department of Personnel and the Commission (where Commission is associated) shall always be obtained before

(Contd.)

"[ Explanation.-- For purpose of selection for promotion on the basis of merit, officers with 'outstanding' or consistently 'very good' record shall only be selected and their names arranged in the order of seniority.]"

+ Substituted vide Notification No. F.7 (10) DOP/A-II/77, dated 11.4.1979 for:--

"Explanation. -- For the purpose of selection on the basis of merit, the list of officers graded as 'Outstanding and very good' shall be classified in the first category in the order of seniority, the officers graded as 'good' shall classified in the second category in the order of seniority and the officers graded as 'Average' and Not selected' shall be classified in the third category. The officers graded and classified in the second category list shall be placed below the officers graded and classified in the first category list and such officers shall be appointed from this category only if the officers graded and classified in the first category list is exhausted otherwise they shall not be appointed to the service by promotion. The officers graded and classified in the third category list shall not be considered for appointment by promotion."

2. Substituted vide Notification No. F.5(1)DOP/A-II/77, dated 18-8-1982, for:-- "¶11-A.- If in any subsequent year, after promulgation of these rules, vacancies relating to any earlier year are determined under sub-rule (3) of rule mentioned in column 3 of the Schedule which are required to be filled by promotion, the Departmental Promotion Committee shall consider the case of all such persons who would have been eligible in the year to which the vacancies relate irrespective of the year in which the meeting of the Departmental Promotion Committee is held and such promotions shall be governed by the rules in force at the time, the meeting of the Departmental Promotion Committee is held. The persons who has been so promoted shall not be entitled to claim any arrears of pay or re-fixation of his pay or to count his service/experience for promotion to higher post for any period during which he has not actually performed the duties of the post to which he has been promoted.]" -

\*Added vide Notification No. F.5(3)DOP/A-II/77, dated 6-10-1979.

1. Added vide Notification No. F.7 (1) DOP/A-II/86 dated 14.6.1988.

**(16) The provisions of this rule shall have effect notwithstanding anything to the contrary contained in any provisions of these rules.]**

**(Contd.)**

merit, to the extent of one fourth of the number of vacancies to be filled in by promotion and if the number of vacancies exceeds one but is less than four, the Committee may select one person on the basis of merit alone and if the vacancies are more than four and the calculation of the number of vacancies to be filled by merit alone according to the aforesaid basis results in a fraction, the Committee may select one more person against a fraction of half or more. On being so selected, for the purpose of determination of seniority, such persons shall be deemed to have been selected on the basis of seniority-cum-merit.

**(3) Selection for promotion to all other higher posts or higher categories of posts in the service shall be made on the basis of merit alone.**

**(4) Selection for promotion to the highest post or highest category of post in the service shall always be made on the basis of merit alone.**

**(5) The persons having been selected and appointed by promotion to a post or category of post on the basis of merit, shall be eligible for promotion to the next higher post or category of post, which is to be filled in by merit, only when they have been put after regular selection at least five years service, unless a higher period of service is prescribed elsewhere in these rules, on the first day of the month of April of the year of selection on the post or category of post on which selection is to be made.**

**Provided that the condition of five years service shall not be applicable to a person if any person junior to him is eligible for consideration for promotion on the basis of merit:**

**Provided further that in the event of non-availability of persons equal to the number of vacancies to be filled in eligible for promotion in the category of posts next lower from which promotion is made, the Committee may consider the persons less than five years service if they are found otherwise eligible and suitable for promotion on the basis of merit alone.**

**Explanation.—If any doubt arises about the categorisation of the post as the lowest, next higher or highest post in the Service, the matter shall be referred to in the Department of Personnel, whose decision shall be final.**

**(6) The zone of eligibility for promotion shall be five times the number of vacancies to be filled in on the basis of seniority-cum-merit or merit, as the case may be:**

**Provided that in case of non-availability of sufficient number of suitable persons for selection on the basis of merit, the Committee may at its discretion consider persons of outstanding merit outside the zone of eligibility but falling within six times the number of vacancies to be filled in on the basis of merit.**

**(7) Except as otherwise expressly provided in this rule, the conditions of eligibility for promotion, constitution of the Committee and procedure for selection shall be the same as prescribed elsewhere in these Rules.**

**(8) The Committee shall consider the cases of all the senior most persons who are eligible and qualified for promotion to the class of posts concerned under these Rules, interviewing such of them as it may deem necessary, and shall prepare a list containing names of the suitable persons equal to the numbers of existing vacancies and the vacancies anticipated to occur during the next twelve months after the determination of vacancies. The Committee shall also prepare a separate list containing names of persons equal to 50% of the persons selected in the aforesaid list or select one more person if the number of vacancies is one only, who may be considered suitable to fill temporary or permanent vacancies, which may occur till the next meeting of the Committee, on a temporary or officiating basis and the list so prepared shall be reviewed and revised every year and shall remain in force until it is so reviewed and revised.**

**The lists so prepared on the basis of merit shall be arranged in order of preference and the list prepared on the basis of seniority-cum-merit shall be arranged in order of seniority on the category of post from which selection has been made. Such lists shall be sent to concerned Appointing Authority together with the Annual Confidential Rolls and Personal Files of the candidates included in them as also of those not selected, if any.**

**Explanation.—The list of preference shall classify the officers in order as, 'Outstanding', 'Very Good' on the basis of merit. In each class the officers shall maintain their inter-se seniority of the post next below grade.**

**(9) Where consultation with the Commission is necessary the lists prepared by the Commission (Contd.)**

✓ **[ 24.AA. Restriction of promotion of persons foregoing promotions. —** In case a person on his appointment by promotion to the next higher post either on the basis of urgent temporary appointment or on regular basis on the recommendations of the Departmental Promotion Committee, forgoes such an appointment through his written request, and if the concerned Department/Office accepts his/her request, the person concerned shall be debarred for consideration for promotion (both on the basis of urgent temporary appointment or on regular basis) for subsequent two recruitment years for which the Departmental Promotion Committee is held and the name of such persons who foregoes promotion shall not be included in the seniority-cum-eligibility list to be placed before the Departmental Promotion Committee for subsequent two recruitment years.]

**PART VI—Appointment to senior and selection posts**

**[25. Appointment to senior and selections posts. —** Appointment to senior and selection posts shall be made by Government from amongst the

(Contd.)

tee shall be forwarded to the Commission by the Appointing Authority along with the personal files and Annual Confidential Rolls of the persons whose names have been considered by the Committee.

(10) The Commission shall consider the list prepared by the Committee along with other relevant documents received from the Appointing Authority, and, unless any change is considered necessary shall approve the lists. In case the Commission consider it necessary to make any change in the lists received from the Appointing Authority, it shall inform the Appointing Authority of the change proposed by it. After taking into account the comments of the Commission, if any, the Appointing Authority may approve the lists finally with such modifications, as may, in its opinion, be just and proper and when the Appointing Authority is an authority subordinate to the Government, the lists approved by the Commission should be disturbed only with the approval of the Government.

(11) Appointment shall be made by the Appointing Authority taking persons out of the lists finally approved under the preceding sub-rule(10) in the order in which they have been placed in the lists, till such lists are exhausted or reviewed and revised, as the case may be.

(11-A) Government may issue instructions for provisionally dealing with promotions, appointments or other ancillary matters in an equitable and fair manner of persons who may be under suspension or against whom departmental proceedings is under progress at the time promotion are considered to a post to which they are eligible or would have been eligible but for such suspension or pendency of such enquiry or proceedings.

(12) The provisions of this rule shall have effects notwithstanding anything to the contrary contained in any provision of these Rules."

1. Substituted vide Notification No. F.1 (7)DOP/A-II/98 , dated 5-8-1998 (48/98), for the following:--"**[ 24.AA. Restriction of promotion of persons foregoing promotions. —** In case a person on his appointment by promotion to the next higher post either on the basis of urgent temporary appointment or on regular basis on the recommendations of the Departmental Promotion Committee, forgoes such an appointment, he shall be considered again for appointment by promotion only after a period of one year (both on the basis of urgent temporary appointment or on regular basis, on the recommendations of the Departmental Promotion Committee)]"

"Added vide Notification No. F.15 (16) DOP/A-II/80 dated 30.11.1981.

2. Substituted vide Notification No. F. (243) MPH/69 Gr.II dated 13.7.1971 for:-- "**Appointment to Senior and Selection post—Appointment to Senior & Selection posts shall be made by the Govt. from amongst the members of the service on the basis of seniority-cum-merit in accordance with rule 24:**

Provided that if the Govt. is satisfied in consultation with the Commission that no suitable officer is available in the Service for promotion to any Senior and Selection Posts, the Govt. may appoint an officer on contract or on deputation from the Govt. of India or any other state Govt. or by re-employment of a retired member of the Service."

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members of the service. <sup>1</sup>[in accordance with the selection having been made] on the basis of merit and seniority-cum-merit in accordance with Rule 24 and Rule 24-A:

Provided that if the Government is satisfied on the advice of the Departmental Promotion Committee that no suitable officer is available in the service for promotion to any selection posts, the Government may appoint any officer on contract or deputation from the Government of India or any other State Governments:

Provided further that in case no suitable officer in the service is available for promotion to the post of D.M. & H.S. Government may appoint thereto a substantive Professor from the Clinical side of the Collegiate Branch of the Rajasthan Medical & Health Service. The appointment thus made shall exceed a period of two years without the concurrence of the Rajasthan Public Service Commission.]

<sup>2</sup>[ **26. Urgent Temporary Appointment.** — (1) A vacancy in the Service which can not be filled in immediately either by direct recruitment or by promotion under the rules may be filled by the Government or by the <sup>3</sup>[authority competent to make appointment], as the case may be, by appointment to the post by promotion or by appointing temporarily thereto a person eligible for direct recruitment to the Service, where such direct recruitment has been provided under the provisions of these rules :

Provided that such an appointment will not be continued beyond a period of one year without referring the case to the Commission for concurrence, where such concurrence is necessary, and shall be terminated immediately on its refusal to concur.

<sup>4</sup>[Provided further that in respect of the Service or a post in Service for which both the above methods of recruitment have been prescribed, the Government or the Authority competent to make appointment, as the case

1. Inserted vide Notification No. F.7 (6) DOP/A-II/74 dated 15.10.1974 effective from 15.1.1973.

2. Substituted vide Notification No. F.1 (10) DOP/A-II/72 dated 16.2.1973. for:-

"26. Temporary or officiating Appointments. — (1) A temporary vacancy in a Senior or Selection post, may be filled by the Government by appointing thereto in an officiating capacity an officer whose name is included in the list prepared under rule 20 or in the list prepared under sub-rules (2) and (3) or rule 24:

Provided that till the preparation of the first list or in case the list is exhausted, a vacant post may be filled by the Government by appointing thereto a member of the Service eligible for appointment to the post by promotion, or by appointing thereto temporarily a person eligible for appointment by direct recruitment to the service under the provisions of these rules.

(2) A temporary vacancy in the junior posts may be filled by the Government by appointing thereto temporarily a person eligible for appointment by direct recruitment to the service under the provisions of these Rules.

(3) No appointment made under sub-rule (1) and (2) above, shall be continued beyond a period of one year without referring it to the Commission for their concurrence and shall be terminated immediately on their refusal to concur."

3. Substituted vide corrigendum No. F.1 (10) DOP/A-II/72 dated 12.9.1973, for the words "Appointing Authority".

4. Substituted vide Notification No. F.1 (10) DOP/A-II/72 dated 28.11.73 for:- "Provided further that in respect of a Service or a post in a Service for which both the methods of recruitment have been prescribed, the government shall not fill the temporary vacancy by appointment a person eligible for direct recruitment unless no suitable person eligible for promotion is available."

may be, shall not stand without the special permission of the Government in the Department of Personnel in the case of State Services and Government in the Administrative Department concerned in respect of other services, fill the temporary vacancy against the direct recruitment quota by a whole-time appointment for a period exceeding three months, other-wise than out of person eligible for direct recruitment and after a short-term advertisement.]

“(2) In the event of non-availability of suitable persons, fulfilling the requirements of eligibility for promotion, Government may, notwithstanding the condition of eligibility for promotion required under sub-rule (1) above, lay down general instructions for grant of permission to fill the vacancies on urgent temporary basis subject to such conditions and restrictions regarding pay and other allowances as it may direct. Such appointments shall however be subject to concurrence of the Commission as required under the said sub-rule.]

“(27) Seniority—Seniority of persons appointed to the lowest post of the Service or lowest categories of posts in each of the Group/Section of the Service, as the case may be, shall be determined from the date of confirmation of such persons to the said post but in respect of persons appointed by promotion to other higher posts in the Service or other higher categories of posts in each of the Group/Section in the Service, as the case may be, shall be determined from the date of their regular selection to such posts.]

“(1) that the seniority of the persons appointed to the Service before the commencement of these rules and/or in the process of integration of the Service of the pre-reorganization State of Rajasthan or the Services of the new State of Rajasthan established by the State Re-organization Act, 1956, shall be determined, modified or altered by the Government on an ad-hoc basis.

“(2) that if two or more persons are appointed to posts in the same category in the same year a person appointed by promotion, shall be senior to a person appointed by direct recruitment;

“(3) that the seniority of persons appointed to posts in a particular category by direct recruitment on the basis of one and the same selection, except those who do not join service when a vacancy is offered to them, shall follow the order in which they have been placed in the list prepared by the Commission under rule 20J of the Rajasthan Public Service Commission Rules, 1963.

“(4) that the persons selected and appointed as a result a selection, which is not subject to review, shall be senior to the persons who are selected and appointed as a result of subsequent selection.

1. Inserted vide Notification No. F-7 (7) DOP/A-II/73 dated 11.6.1963.
2. Substituted vide Notification No. F-7 (8) DOP/A-II/74 dated 20.7.1978 for:—  
“(27) Seniority—Seniority in the Service shall be determined in each category of the Service by the year of substantive appointment.”  
\* Substituted vide Notification No. F-7 (6) DOP/A-II/73 dated 15.11.1979, for:—  
“Seniority—Seniority in each category of the service shall be determined by the year of substantive appointment to a post in the particular category.”
3. Substituted vide Notification No. F-7 (10) DOP/A-II/77 dated 17.5.1978, for:—“(4) that the persons selected and appointed as a result of a selection which is not subject to review and removal shall be senior to the persons who are selected and appointed as a result of subsequent selection. Seniority of persons selected on the basis of seniority of persons appointed to the same grade as in the case of persons who are selected and appointed as a result of subsequent selection shall be in accordance with length of continued officiation on higher posts when it shall be in accordance with length of continued officiation provided that such officiation was not ad-hoc or fortuitous.”

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Seniority inter-se of persons selected on the basis of seniority-cum-merit and on the basis of merit in the same selection shall be same as in the next below grade.]

[(5) that the seniority of a Junior-Specialist in the speciality to which he is appointed by transfer under these rules shall be determined from the date of his appointment in such speciality by transfer.]

(6) <sup>2</sup>[ ]

<sup>3</sup>[(6) that inter-se seniority of persons under proviso (4) and (5) of rule 6 shall be determined from the date of passing the required degree/diploma for the post of Deputy Chief Medical and Health Officer (Health) or the date from which they have worked as Deputy Chief Medical & Health Officer (Health) whichever is later. The persons so screened shall rank senior to the persons recruited directly as Deputy Chief Medical & Health Officer (Health) after 1-7-1977.]

<sup>4</sup>[(7) That if a candidate belonging to the Scheduled Caste/Scheduled Tribe is promoted to an immediate higher post/grade against a reserved vacancy earlier than his senior general/O.B.C. candidate who is promoted later to the said immediate higher post/grade, the general/O.B.C. candidate will retain his seniority over such earlier promoted candidate of the Scheduled Caste/ Scheduled Tribe in the immediate higher post/grade.]

<sup>5</sup>[(8) That the inter-se seniority of the persons who were selected under proviso(6) to rule 6 shall be determined according to the length of continuous service and if the length of service is the same their inter-se seniority shall be determined in accordance with the select list prepared at the time of adhoc/ temporary appointment. These persons shall rank en bloc junior to the persons already appointed on regular basis up to the date this amendment comes into force.]

**[28. Period of probation:—]**[(1) All persons appointed to the Service by direct recruitment against a substantive vacancy shall be placed on probation for a period of two years and those appointed to the service by promotion/

1. Inserted vide Notification No. F. 1(10)MPH/68/Gr.II, dated 11-9-1972.
2. Deleted vide Notification No. F. 7(6)DOP/A-II/76, dated 17-6-1978, "(6) that the seniority inter se of persons selected as a result of one and the same selection and appointed on the basis of merit alone shall be in the same order in which their names appear in the select list, irrespective of the period of continuous officiation."
3. Added vide Notification No. F 1 (1) DOP/A-II/83 dated 15-1-1983.
4. Added vide Notification No. F. 7(1)DOP/A-II/96, dated 1-4-1997.
5. Added vide Notification No. F. 1(2)DOP/A-II/86, dated 2-6-1997.
6. Substituted vide Notification No. F. 1 (35) Karnik/Ka-II/74 dated 4-5-77. (Effective from the date of their publication in the Rajasthan Rajpatra) for— "28. Probation—(1) All members of the Service appointed by direct recruitment shall be on probation for a period of two years provided that such of them as have previous to such appointment officiated or served temporarily on a post encadred in the service, may be permitted by the government to count such officiating or temporary service towards the period of probation upto a maximum of six months.  
(2) During the period of probation, each probationer shall be required to pass such departmental examination and to under go such training as the Government may, from time to time, specify."
2. Substituted vide Notification No. F 1 (35) DOP/A-II/74 dated 9-4-1979, for— "(1) Every person appointed against a substantive vacancy in the service by direct recruitment shall be placed on probation for a period of two years and those appointed by promotion <sup>2</sup>[/special selection] to any post against such a vacancy shall be on probation for a period of one year."

<sup>2</sup>Inserted vide Notification No. F. 1 (35) Karnika/Ka-2/74 dated 3-6-1977.



special selection against a substantive vacancy shall be placed on probation for a period of one year.]

Provided that:

(i) Such of them as have, previous to their appointment by promotion or by direct recruitment against a substantive vacancy, officiated temporarily on the post which is followed by regular selection may be permitted by the Appointing Authority to count such officiating or temporary service towards the period of probation. This shall, however, not amount to involve supersession of any senior person or disturb the order of their preference in respective quota or reservation in recruitment:

(ii) any period after such appointment during which a person has been on deputation on a corresponding or higher post shall count towards the period of probation.

(2) During the periods of probation specified in sub-rule (1), each probationer may be required to pass such Departmental Examination and to under go such training as the Government may, from time to time, specify.

**Explanation.** — In case of a person who dies or is due to retire on attaining the age of superannuation the period of probation shall be reduced so as to end one day earlier on the date immediately preceding the date of his death or retirement from government service. The condition of passing the Departmental Examination in the rule regarding confirmation shall be deemed to have been waived in case of death or retirement.]

**1[28-A. Confirmation in certain cases.—** (1) Notwithstanding

Substituted vide Notification No. F.2 (4) DOP/A-II/79, dated 22-11-1984, for : -

% [28-A. — (a) Notwithstanding anything contained in the rule if no order of confirmation is issued by the Appointing Authority within a period of six months, an employee appointed on temporary or officiating basis who has after the date of his regular recruitment by either method of recruitment completed a period of two years service, or less in the case of those appointed by promotion where the period of probation prescribed is less, on the post or a higher post under the same Appointing Authority or would have so worked but for his deputation or training, shall on the occurrence of permanent vacancies be entitled to be treated as confirmed if the same conditions as are prescribed under the rules for the confirmation of a probationer are fulfilled subject to the quota prescribed under the Rules and in accordance with his seniority :

Provided that if the employee has failed to give satisfaction or has not fulfilled any of the conditions prescribed for confirmation, such as passing of Departmental Examination, training or promotion cadre course etc, the aforesaid period may be extended as prescribed for probation or under the Rajasthan Civil Services (Departmental Examination) Rules, 1959 and any other Rules, or by one year, which ever is longer. If the employee still fails to fulfill the prescribed conditions or fails to give satisfaction, he will be liable to be discharged from such post in the same manner as a probationer or reverted to his substantive or lower post, if any, to which he may be entitled :

or Provided further that no person shall be debarred from confirmation after the said period of service if no reasons to contrary about the satisfactory performance of his work are communicated to him within the said period.

(b) The reasons for not confirming an employee referred to in the second proviso to (Contd.)

%Substituted vide Notification No. F. 7(7)DOP/A-II/74, dated 28-12-1974, for : - "[Notwithstanding anything contained in the rule specified in column 3 of the Schedule I, on a permanent vacancy being available a person who has been appointed on a post against a temporary vacancy after a regular selection, and has thereafter put in more than 2 years service on such post or higher post shall be deemed to have completed the period of probation and shall be confirmed provided he fulfils other condition of confirmation as laid down in these Rules."

anything to the contrary contained in the preceding rule a person appointed to a post in the Service temporarily or on officiating basis, who after regular recruitment by any one of the methods of recruitment prescribed under these rules, has not been confirmed, within a period of six months on completion of a period of two years service in case he is appointed by direct recruitment and within a period of one year's service in case he is appointed by promotion shall be entitled to be treated as confirmed in accordance with his seniority if :—

- (i) he has worked on the post or higher post under the same Appointing Authority or would have so worked but for his deputation or training;
- (ii) he fulfills conditions as are prescribed under rule relating to confirmation subject to the quota prescribed under these rules; and
- (iii) permanent vacancy is available in the department.

(2) If an employee referred to in sub-rule (1) above fails to fulfil the conditions mentioned in the said sub-rule; the period mentioned in sub-rule (1) above, may be extended as prescribed for a probationer or under the Rajasthan Civil Services (Departmental Examinations) Rules, 1959 and any other rules or by one year which ever is longer. If the employee still fails to fulfil the conditions mentioned in sub-rule (1) above, he will be liable to be discharged or terminated from such post in the same manner as a probationer or reverted to his substantive or lower post, if any, to which he may be entitled.

(3) The employee referred to in sub-rule (1) above, shall not be debarred from confirmation after the said period of service if no reasons to the contrary about the satisfactory performance of his work are communicated to him within the said period of service.

(4) The reasons for not confirming of any employee referred to in sub-rule (1) above shall be recorded by the Appointing Authority in his Service Book and Annual Performance Appraisal Report.

(Contd.)

clause (a) shall in the case of a non-gazetted employee, be also immediately, recorded by the Appointing Authority in his Service Book and C.R. file and in the case of Gazetted officer communicated to the Accountant General, Rajasthan and in his Confidential Reports File. A written acknowledgement shall be kept on record in all these cases.

**EXPLANATION:-** (i) Regular recruitment for the purpose of this rule shall mean appointment after either of the methods of recruitment or on initial constitution of service in accordance with any of the Service Rules promulgated under proviso to Article 309 of the Constitution of India or for posts for which no Service Rules exists, if the posts are within the purview of Rajasthan Public Service Commission, recruitment in consultation with them but it shall not include an urgent temporary or lien vacancies which are liable to review/revision from year to year. In case where the Service Rules specifically permit appointment by transfer such appointment shall be treated regular recruitment if the appointment to the post from which the official was transferred was after regular recruitment. Persons who have been made eligible for substantive appointment to a post under the rules shall be treated as having been regularly recruited.

(ii) Persons who hold lien in another cadre shall be eligible to be confirmed under this rule and they will be eligible to exercise an option whether they do not elect to be confirmed on the expiry of two years of their temporary appointment under this rule, in the absence of any option to the contrary, to be deemed to have exercised option in favour of confirmation under this rule and their lien on the previous post shall cease.

**Explanation :-** (i) Regular recruitment for the purpose of this rule shall mean --

(a) Appointment by either method of recruitment or on initial constitution of service in accordance with the Rules made under the proviso to Article 309 of the Constitution of India;

(b) Appointment to the posts for which no Service Rules exists if the posts are within the purview of the Commission, recruitment in consultation with them;

(c) Appointment by transfer after regular recruitment where the Service Rules specifically permit;

(d) Persons who have been made eligible for substantive appointment to a post under the rules shall be treated as having been regularly recruited;

Provided that it shall not include urgent temporary appointment or officiating promotion which is subject to review and revision.

(ii) Persons who hold lien on another cadre shall be eligible to be confirmed under this rule and they will be eligible to exercise an option whether they do not elect to be confirmed on the expiry of two years of their temporary appointment under this rule. In the absence of any option to the contrary, they shall be deemed to have exercised option in favour of confirmation under this rule and their lien on the previous post shall cease.]

**[29. Unsatisfactory progress during probation :-** (1) If it appears to the Appointing Authority, at any time, during or at the end of the period of probation, that a member of the service has not made sufficient use of his opportunities or that he has failed to give satisfaction, the Appointing Authority may revert him to the post held substantively by him immediately preceding his appointment, provided he holds a lien thereon or in other cases may discharge or terminate him from service:

Provided that the Appointing Authority may, if it so thinks fit in any case class of cases, extend the period of probation of any member of service by a specified period not exceeding two years in case of persons appointed to a post the Service by direct recruitment and one year in the case of persons appointed promotion [or special selection] to such post.

[Provided further that the Appointing Authority may, if it so thinks fit in case of persons belonging to Scheduled Castes or Scheduled Tribes, as the case may be, extend the period of probation by a period not exceeding one year at a time and a total extension not exceeding three years.

**Substituted vide Notification No. F. 1(35)Karmik/Ka-II/74, dated 4-5-1977, for :-** "29. Unsatisfactory progress during probation:- (1) If it appear to the Government at any time, during or at the end of the period of probation, that a member of the service has not made sufficient use of his opportunities or that he has failed to give satisfaction, the Government may revert him to the post held substantively by him immediately preceding his appointment, provided he holds a lien thereon, or in other case may discharge him from service:

Provided further that the Government may extend the period of probation of any member of the service by a specified period not exceeding one year.

(2) A probationer reverted or discharged from service during or at the end of the period of probation under sub-rule (1) shall not be entitled to any compensation.

**inserted vide Notification No. F. 1(35)Karmik/Ka-II/74, dated 3-8-1977.**  
**inserted vide Notification No. F.7 (6) DOP/A-11/77 dated 26-10-1977 Effective from 1-1-1973.**

(2) Notwithstanding anything contained in the above proviso during the period of probation, if a probationer is placed under suspension, disciplinary proceeding are contemplated or started against him, the period of his probation may be extended till such period the Appointing Authority thinks fit in the circumstances.

(3) A probationer reverted or discharged from service during or at the end of the period of probation under sub-rule (1) shall not be entitled to any compensation.]

**30. Confirmation.** — A probationer shall be confirmed in his appointment at the end of his period of probation if --

- (a) he has passed the departmental examination, if any, completely;
- (b) he has passed departmental test of proficiency in Hindi; and
- (c) the Government is satisfied that his integrity is unquestionable and that he is otherwise fit for confirmation.

**[30-A.** -- Notwithstanding anything contained in the col. 3 of the Schedule, a probationer shall be confirmed in his appointment at the end of his period of probation even if the prescribed Departmental Examination/Training/proficiency test in Hindi, if any, are not held during the period of probation laid down in the rules provided :

- (i) he is otherwise fit for confirmation, and
- (ii) the period of probation expires on or before the date of publication of this amendment in the Rajasthan Rajpatra.

## **PART VII Pay**

**[31. Pay during Probation.** — The initial pay of a person appointed by direct recruitment to a post in the service/cadre shall be the scale of pay of the post:

Provided that the pay of a person already serving in connection with the affairs of the State shall be fixed in accordance with the provisions in the Rajasthan Service Rules, 1951.]

**[32. Increments during probation.** -- A probationer shall draw increment, in the scale of pay admissible to him in accordance with the provisions of the Rajasthan Service Rules, 1951.]

**33. Criteria for crossing Efficiency Bar.** -- (1) No member of the Service shall be allowed to cross an efficiency bar unless in the opinion of the Government he has worked satisfactorily and his integrity is unquestionable and, unless otherwise exempted by the Government, he has acquired the experience

1. Inserted vide Notification No. F.1 (12) Appts/A-11/68 Pt. V dated 17-10-1970.
2. Substituted vide Notification No. F.1.(15) Appts. (A-11)/67, dated 18-1-69.--for "Scale of pay:- The scale of monthly pay of a person appointed to a post in the service shall be such as may be admissible under the rules referred to in rule 34 or as may be sanctioned by the Government. from time to time."
3. Substituted vide Notification No. F.3 (11) Appts A-11/58-IV dated 16-10-1973, for "32. Increments during probation:- A probationer shall draw increments in the scale of pay admissible to him during the period of probation as they accrue:  
Provided that, if the period of probation is extended on account of failure to give satisfaction, such extension shall not count for increment unless the Government otherwise direct."

of working in rural areas at least for 3 years.

(2) The experience of working in rural areas as mentioned in sub-rule (1) above, shall be required only for the posts of Civil Assistant Surgeons and Health Officers.

**34. Regulations of pay, leave, allowances, pension etc.—** Except as provided in these Rules, the pay, allowances, pension, leave and other conditions of service of the member of the Service, shall be regulated by :

- (1) The Rajasthan Travelling Allowance Rules 1949, as amended up to date;
- (2) The Rajasthan Civil Services (Unification of Pay Scales) Rules, 1950, as amended upto date;
- (3) The Rajasthan Civil Services (Rationalisation of Pay Scales) Rules, 1956, as amended upto date;
- (4) The Rajasthan Civil Services (Classification, Control and Appeal Rules, 1958, as amended up to date;
- (5) The Rajasthan Service Rules, 1951 as amended upto date;
- (6) the Rajasthan Civil Service (Revised Pay) Rules, 1961 as amended upto date; and
- (7) Any other rules prescribing general conditions of service made by the appropriate authority under the proviso to Article 309 of the Constitution of India and for the time being in force.

**35. Removal of doubt. —** If any doubt arises relating to the application and scope of these rules, it shall be referred to the Government in the [Department of Personnel] whose decision thereon shall be final.

**36. Repeal and Saving. —** All rules and orders in relation to matters covered by these rules and in force immediately before the commencement of these rules are hereby repealed:

Provided that any order made or action taken under the rules and orders so repealed shall be deemed to have been made or taken under the provisions of these rules.

**[37. Power to relax rules. —** In exceptional cases where the Administrative Department of the Government is satisfied that operation of the rules relating to age or regarding requirement of experience for recruitment causes undue hardship in any particular case or where the Government is of the opinion that it is necessary or expedient to relax any of the provisions of these rules with respect to age or experience of any person, it may with the concurrence of the Department of personnel and Administrative Reforms and in consultation with the Commission by order dispense with or relax the relevant provisions of these rules to such extent and subject to such conditions as it may consider necessary for dealing with the case in a just and equitable manner, provided that such relaxation shall not be less favourable than the provisions already contained in these rules. Such cases of relaxation shall be referred to the Rajasthan Public Service Commission by [Administrative Department Concerned.]]

1. Substituted for "Appointments Department" vide Notification No. F. 1 (13) DOP/A-II/72, dated 3-1-1973 (Effective from 17-7-1972.)

2. Rule 37 added vide Notification No. F. 11 (2) DOP/A-II/75 dated 21-12-1978.

3. Substituted vide Notification No. F. 11 (2) DOP/A-II/75 dated 18-8-1982, for expression:— "Department of Personnel and Administrative Reforms (Department of Personnel-A Group II)."

Sl. No.	Designation	Qualification & Experience for promotion	Qualification & Experience for promotion	Qualification & Experience for promotion	Qualification & Experience for promotion	Qualification & Experience for promotion	Qualification & Experience for promotion	Qualification & Experience for promotion	Qualification & Experience for promotion
1.	Additional Director	100% by promotion (50% by promotion)	1. Joint Director / State Leprosy Officer	1. Must have two years service on the posts of Joint Director/State Leprosy Officer					
2.	Joint Director	100% by promotion (50% by promotion)	1. Joint Director / State Leprosy Officer	1. Must have two years service on the posts of Joint Director/State Leprosy Officer					
3.	Senior Specialist	100% by promotion (50% by promotion)	1. Joint Director / State Leprosy Officer	1. Must have two years service on the posts of Joint Director/State Leprosy Officer					
4.	Joint Director	100% by promotion (50% by promotion)	1. Joint Director / State Leprosy Officer	1. Must have two years service on the posts of Joint Director/State Leprosy Officer					
5.	Senior Specialist	100% by promotion (50% by promotion)	1. Joint Director / State Leprosy Officer	1. Must have two years service on the posts of Joint Director/State Leprosy Officer					
6.	Joint Director	100% by promotion (50% by promotion)	1. Joint Director / State Leprosy Officer	1. Must have two years service on the posts of Joint Director/State Leprosy Officer					
7.	Senior Specialist	100% by promotion (50% by promotion)	1. Joint Director / State Leprosy Officer	1. Must have two years service on the posts of Joint Director/State Leprosy Officer					
8.	Joint Director	100% by promotion (50% by promotion)	1. Joint Director / State Leprosy Officer	1. Must have two years service on the posts of Joint Director/State Leprosy Officer					
9.	Senior Specialist	100% by promotion (50% by promotion)	1. Joint Director / State Leprosy Officer	1. Must have two years service on the posts of Joint Director/State Leprosy Officer					

<sup>1</sup> Submitted vide Notification No. F.1(2)DOP/A-II/86, dated 4.12.1986.

1	2	3	4	5	6
	from Joint Director/State Leprosy Officer 50% by promotion from Senior Specialist)	2. Senior Specialist	2. Must have four years service on the post of Senior Specialist		services as Joint Director.  Persons selected as Additional Director from Joint Director/State Leprosy Officer in the same year shall be senior to persons selected from Senior Specialist.
3. Joint Director	100% by promotion	Deputy Director/ Chief Medical & Health Officer/ Additional Chief Medical & Health Officer/ Deputy Controller of Hospitals.	Must have five years service on the post mentioned in Col. No. 3.		
4. State Leprosy Officer	100% by promotion	Zonal Leprosy Officer	(i) Must have five years experience on the post mentioned in Col. No. 3. (ii) Must have atleast 45 days training in Leprosy Eradication Programme in any Institution recognised by Medical Council of India/Government of Rajasthan and (iii) Must have 5 years field experience in Leprosy Control Programme.		

1	2	3	4	5	6
5. Senior Specialist	100% by promotion	Junior Specialist	1. Post Graduate Degree in the concerned speciality or any other qualification as equivalent recognised by Medical Council of India or by Government of Rajasthan. 2. Must have four years service as Junior Specialist.	-	Junior Specialists holding Post Graduate Diploma in concerned speciality at the time of publication of this amendment will also be eligible for promotion to the post of Senior Specialist.
6. Deputy Director/ Chief Medical & Health Officer/Additional Chief Medical & Health Officer/ Deputy Controller of Hospitals (Districts/ Mobile Surgical Unit/Employees State Insurance)	100% by promotion	Senior Medical Officer/Deputy Chief Medical & Health Officer (Family Welfare/ Health/Malaria)	Must have five years service on the post mentioned in Col. No. 3	-	Service rendered as Chief Medical & Health Officer/Assistant Director Health Services/ Assistant Director Health Services (Plan) Assistant Director Health Services (Medical)/ Deputy Chief Medical & Health Officer (Family Welfare) Principal Regional Family Planning Training Center or equivalent poss. Civil Assistant Surgeon (Selection Grade) prior to this Amendment will be treated as service rendered on the post mentioned in Col. No. 3.

1	2	3	4	5	6
7. Junior Specialist	100% by transfer from Senior Medical Officer on the basis of seniority possessing qualifications and experience laid down in column 4 (ii) In the event of non availability of Sr. Medical Officer the post remains vacant	Medical Officer/ Medical Officer (Dentist)	(i) Post Graduate Degree in speciality concerned or Post Graduate Diploma in the concerned disciplines of Gynaec & Obst, Paed Medicine, Ophthalmology, T.B. & C.D., Anaesthesia, Radiology, Pathology, Forensic Medicine. (ii) Must have 8 years service on the post of Medical Officer/ Medical Officer (Dentist) (including service as Senior Medical Officer, if any) or those possessing Post Graduate Degree in the speciality concerned, or must have 11 years service on the Post of Medical Officer including service as Sr. Medical Officer if any for those possessing Post-	-	(i) Service rendered as Civil Assistant Surgeon, Civil Assistant Surgeon (Dentist) prior to this amendment will be treated as service rendered on the post of Medical Officer/ Medical Officer (Dentist)  (ii) Medical Officer (Dentist) holding Post Graduate Diploma in the concerned speciality at the time of coming into force of this amendment will only be eligible for promotion to the post of Junior Specialist.

<sup>2</sup> Substituted vide Notification No. F.1(2)DOP/A-II/ 86, dated 16-9-1991 (w.e.f. 1-12-1987), For:-

7. Junior Specialist	100% by Promotion	Medical Officer/ Medical Officer (Dentist)	(i) Post Graduate Degree in speciality concerned (ii) Must have 8 years service on the post mentioned in Col. No. 3 out of which three years service after obtaining Post Graduate Degree in the concerned speciality.	-	Service rendered as Civil Assistant Surgeon/ Civil Assistant Surgeon (Dentist) prior to this amendment will be treated as service rendered on the Post of Medical Officer (Dentist).
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1	2	3	4	5	6
	ning unfilled by transfer will be filled in by promotion from those specified in column No. 3		Graduate Diploma in the concerned discipline. Provided that for promotion to the post of Junior Specialist (Dentistry) the Medical Officer (Dentist) with 11 years service after obtaining B.D.S. qualification will also be eligible, if eligible person with Post-Graduate Degree/Diploma in Dentistry is not available for promotion.		
8. Senior Medical Officer/Deputy Chief Medical & Health Officer (Family Welfare/Health/Malaria)	100% by promotion	Medical Officer	Must have eight years service on the post mentioned in Col. No. 3		Service rendered as Civil Assistant Surgeon prior to this amendment will be treated as service rendered on the post of Medical Officer.
9. Zonal Leprosy Officer	100% by promotion	Medical Officer (Dentist)	1. Post Graduate Degree in Medicine or Skin & V.D. or Preventive & Social Medicine 2. Must have 5 years experience in the field of Leprosy Eradication Programme.		the post of Medical Officer treated as Assistant Surgeon (Dentist) Assistant Surgeon Civil

1	2	3	4	5	6
10. Chief Public Analyst	100% by Promotion	Public Analyst	Must have worked as Public Analyst for 10 years.		
<b>B - JUNIOR POSTS</b>					
11. Medical Officer	100% by direct recruitment		M. B. B. S.		The service on the post of Civil Assistant Surgeon/ Civil Assistant Surgeon (Dentist) prior to re-designation will be counted as service on re-designated post.
12. Medical Officer (Dentist)	-do-		B. D. S.		
13. Public Analyst	-do-		As prescribed under the Prevention of Food Adulteration Rules, 1955 from time to time.		
14. Clinical Psychologist	-do-		Should be M.A. in Psychology and D.M. & S.P. (Bangalore) or D.M.P. (Ranchi) or Ph.D. in Clinical Psychology (Bangalore), (Ranchi), All India Institute of Medical Science, New Delhi, Post Graduate Medical College, Chandigarh OR M.Sc. in Clinical Psychology from any other country or its equivalent qualification which has been recognised by the Government with two years clinical experience with psychodiagnostic work in a recognised or Government		



1	2	3	4	5	6
				Mental Hospital or a Psychiatric Clinic attached with any of the Associated Hospitals of the Medical Colleges in Rajasthan or any where in the Country.	
15. Chief Nursing Superintendent	100% by Promotion	Matron Grade -I	(I) Registered 'A' Grade Nurse (II) 15 years experience in Hospital Nursing out of which 8 years should be as Nursing Superintendent Grade-I/ Matron Grade -I.		

**GENERAL NOTE :-** (1) The persons selected on the post of Deputy Chief Medical & Health Officer (Health) prior to this amendment will be treated to be serving on the equivalent rank of Medical Officer and their service rendered on the post of Deputy Chief Medical & Health Officer (Health) prior to this amendment will be treated as services on the post of Medical Officer.

(2) Services rendered on the post of Deputy Chief Medical & Health Officer (Family Planning), Chief Medical & Health Officer, Assistant Director (Health), Assistant Director (Medical)/T.B./ B.C.G./ M.C.W./ Guini worm / Plan), Principal, Regional Family Planning Training Centre after selection on the said post prior to this amendment will be considered as service on the post of Senior Medical Officer/ Deputy Chief Medical & Health Officer (Family Planning/Health/Malaria). They will automatically acquire the designation of Senior Medical Officer/ Deputy Chief Medical & Health Officer (Family Planning/Health/Malaria).

(3) Persons already in the selection scale of Civil Assistant Surgeon prior to this amendment will be treated on the post of Senior Medical Officer/Deputy Chief Medical & Health Officer (Family Planning/Health/Malaria) and their services as Civil Assistant Surgeon (Selection Scale) prior to this amendment will be considered as service on the post of Senior Medical Officer/ Deputy Chief Medical Health Officer (Family Planning/ Health/Malaria.)

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## 2. SECOND SCHEDULE

S. No.	Name of Post	Method of Recruitment	Qualification for Direct recruitment	Post from which promotion is to be made	Qualification & experience for Promotion	Remarks
1	2	3	4	5	6	7
<b>4. [NURSING WING]</b>						
1	Joint Director (Nursing)	100% by Promotion	-	1. Chief Supdt. OR 2. Deputy Director (Nursing)	5 years experience on the post mentioned in Column No. 5.	-
2.	(a) Deputy Director (Nursing)	100% by Promotion	-	District Chief Nursing Supdt.	5 years experience on the post of Dist. Chief Nursing Superintendent.	-
	(b) Chief Nursing Superintendent		-	-	Dying Cadre. No promotion in future will be made on the post after the present incumbent is promoted on higher post or retired.	-
3.	District Chief Nursing Superintendent	100% by Promotion	-	Nursing Superintendent Grade - I	Nursing Superintendent Grade- I	-]

<sup>3</sup> Inserted vide Notification No. F.1(490)MPH/69, dated 17-6-1977, Effective from the date of publication in the Rajasthan Rajpatra.

<sup>4</sup> Added vide Notification No. F. 1(2) DOP/A-II/98, dated 2-6-1997 (27/97).

<sup>5</sup> Added vide Notification No. F.1(2) DOP/A-II/86, dated 19-7-1995.

1	2	3	4	5	6	7
4	Principal, College of Nursing	100% by Promotion	-	Sr. Lecturer College of Nursing	As laid down by the University of Rajasthan, subject to the condition that in consideration of relaxations permitted by the University in case of non-availa- bility of qualified persons by promotion the following relaxed qualification shall be applicable for a period of three years.  A master's degree in Nursing with registration as 'A' grade Nurse and 5 years' experience in post in Column 5. OR A Bachelor's degree in Nursing with registration as 'A' grade Nurse and 7 year's experience on post in col. 5	-
5	Senior Lecturer College of Nursing	50% by direct rec- ruitment & 50% by promotion	As laid down by the Univer-sity of Rajas-than subject to the condi-tion that the following Qualification Shall be appli-	Lecturer College of Nursing	As laid down by the University of Rajasthan, subject to the condition that in consideration of relaxation permitted by the University in case of non- availability of qualified persons by pro- motion the following qualification shall be applicable for a period of three years:	-

\* Renumbered vide vide Notification No. F.1(490)MPH/69, dated 17-6-1977, Effective from the date of publication in the Rajasthan Rajpatra, as 4,5, and 6 respectively.

#### SECOND SCHEDULE

1	2	3	4	5	6	7
			licable for a period of three years: A Master's degree in Nursing with registration as 'A' grade Nurse and possessing 4 years professional experience out of which atleast 2 years should be in teaching.		A Bachelor's degree in Nursing with registration as 'A' grade Nurse and 3 years experience on post in col. 5	
6	Lecturer College of Nursing	100% by direct rec- ruitment	As laid down by the University of Rajasthan subject to the condition that the following qualifi-cation shall be applicable for a period of three years: A Bachelor's degree in Nursing with registration as 'A' grade Nurse and possessing 2 years professional experience.			
<b>MISCELLANEOUS WING</b>						
1.	Deputy Director (Rehabilitati on)	100% by Promotion		Senior Medi-cal Officer	1. Post Graduate Degree in Physical Medicine & Rehabilitation of a University established by law in India. 2. 4 years experience on the post mentioned in column No.5]	

\* Added vide Notification No. F. 1(2) DOP/A-II/98, dated 2-6-1997 (27/97).

1	2	3	4	5	6	7
DRUG CONTROL ORGANIZATION						
<b>Senior Post</b>						
7	Drug Controller	100% by Promotion	-	Asstt. Drug Controller	5 years Experience on the post mentioned in Col. 5.	-
7-A	Dy. Director	100% by Promotion	-	Drug Analyst	5 years experience on the post mentioned in Col. No. 5.	-]
8.	Assistant Drug Controller	100% by promotion	-	Drug Inspector	Five years experience on the post mentioned in Col. No. 5.	-
9.	Drug Analyst	100% by promotion	-	Assistant Drug Analyst	Five years experience on the post mentioned in Col. No. 5.	-
10.	Assistant Director & Consumer Protection (Drug Control)	100% by promotion	-	Legal Technical Officer	Five years experience on the post mentioned in Col. No. 5.	-
<b>JUNIOR POST</b>						
11.	Drug Inspector	100% by Direct recruitment	As prescribed in Rule 49 of the Drug and Cosmetics Rules, 1945 as amended from time to time.			

Added Vide Notification No. F. 1(2) DOP/A-11/86, dated 2-8-1995, effective from the date of 26-8-1985 except the S.No. 10 (w.e.f. 13-4-1992).

Substituted Vide Notification No. F.1 (2) DOP/A-11/86, dated 18-4-1998 (18/98), for :-

7. Deputy Drug Controller 100% by Promotion Assistant Drug Controller/Drug Analyst Five Years experience on the post mentioned in Col. No. 5.

For the purpose of promotion the inter-lacing of Assistant Drug Controller and Drug Analyst shall be on the basis of length of continuous service after regular selections. If length is equal the drug Analyst shall rank Junior as he is coming from another channel.

1	2	3	4	5	6	7
12.	Assistant Drug Analyst	100% by Direct recruitment	B. Pharma with three years experience of analysis of Drug in a laboratory under Govt. Analyst or poss-ess the Associateship Diploma of the Institution of Chemist (India) obtained by passing the said examination with "analysis of drugs and pharmaceuticals" as one of the subjects with one year experience of analysis of Drugs in a Laboratory under the control of the Govt. Analyst.			
13.	Legal Technical Officer	100% by Promotion		Legal Technical Assistant in Drug Control	1. Bachelors Degree in law of a University established by law in India. 2. 3 years experience on the post of Legal Technical Assistant in Drug control.]	-

1	2	3	4	5	6	7
I. E. C. BUREAU						
SENIOR POSTS						
14.	Joint Director	50% by direct recruitment and 50% by Promotion	MD in Community Medicine with two years' experience as Associate Professor in Community Medicine with experience in Health/ Family Welfare Communication. OR P.G. Degree in Communication recognised by Govt. with 15 year's experience in Development Communication relating to Health/Family Welfare/ Agriculture/ Women and Child/ Literacy sector.	Deputy Director	Must have five years' service on the post mentioned in Column No. 5	If eligible and suitable candidate is not available for promotion to the post of Joint Director as RAS Officer may be posted and during the tenure of such RAS Officer the post will be temporary re-designate as Additional Director.  In the event of non availability of candidate selected by the Commission the persons can be taken on deputation from other departments.
15.	Deputy Director	50% by promotion and 50% by direct	P.G. Degree/ Diploma in Communication/Journalism/Public Health/	Assistant Director	Must have five years' service on the post mentioned in	-

Added vide Notification No. F. 1 (2) DOP/A-II/86, dated 2-6-1997.

1	2	3	4	5	6	7
		Recruitment	Preventive Medicine with five years' experience in conducting Communication/Printing Technology/ Information and Public Relation/ Extension Education Activities in Supervising Capacity OR M.B.B.S. with 10 years' experience in Rural Health.		Column No. 5.	
JUNIOR POSTS						
16.	Assistant Director/ Communication Officer/ Manager Offset Press	50% by promotion and 50% by direct recruitment	P.G. Degree or Diploma in Communication/ Journalism/ Public Health/ Printing Technology with five years' experience in development Communication relating to Health/ Family Welfare/ Agriculture/ Women and Child/ Literacy/ Printing Technology/ Public Relation.	District Education and Publicity Officer/ Exhibition Officer.	Must have five years' service on the post mentioned in Column No. 5.	

**9[ ANNEXURE 'A'**

**Schedule of post regarding to the Family Planning**

Designation of Post	Method of Recruitment with percentage	If by promotion a post from which promotion will be made	Qualification and experience for promotion	Qualifications and experience for direct recruitment	Re-marks
1	2	3	4	5	6
State Health Transport Officer	100% by promotion	Dy. Health Transport Officer/ Works Manager	5 years experience on the post of Dy. H.T.O./ Works Manager	Auto Mobile Mechanical Engineering Graduate with 3 years experience of Works Manager in reputed firm/ Department or Workshop.	-
Dy. Health Transport Officer/ Works Manager	-do-	Service Engineer/ Senior Foreman	3 years experience on the post of Service Engineer/ Senior Foreman	Auto Mobile Mechanical Engineering Graduate with 1 year's experience of Service Engineer or Senior Foreman	-
Service Engineer/ Senior Foreman	-do-	Foreman Gr. I	6 years experience on the post of Foreman Gr.I	Higher Secondary or it's equivalent with Diploma in Auto/ Mech. Engr. with one year similar experience. OR Certificate in Auto/Mech. Engineering from I.T.I. with 3 years experience.	-
Store Officer	-do-	Store Superintendent	Experience of 6 years on the post of Stores Superintendent	Graduate in Auto/ Mech. Engineering with one year's experience of procurement, distribution and supervision of Auto Stores OR Diploma in Auto/Mech. Engineering with 3 years similar experience.	-