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ANNEXURE

RECRUITMENT AND PROMOTION RULES TO  
CLASS I POSTS/SERVICES IN THE OFFICE  
OF ADVOCATE GENERAL, H.P.

1. Name of post Deputy Advocate General,  
Himachal Pradesh.
2. No. of posts 1
3. Classification Class I (Gazetted)
4. Scale of pay Rs. 2200—2500
5. Whether selection or non-selection. Selection.
6. Age for direct recruitment Between 30 and 45  
years.
7. Minimum Educational (a) Essential.—(i) Profes-  
qualification and other sional degree in Law

Government of Himachal Pradesh  
ment.  
A candidate in whose case a certificate  
of eligibility is necessary may be  
admitted to an examination or inter-  
view conducted by the Himachal  
Pradesh Public Service Commission  
or other recruiting authority, but the  
offer of appointment may be given only  
after the necessary eligibility certificate

required to qualify the  
part of the examination as the case  
may be;  
Provided further that an officer for whom  
no departmental examination was pres-  
cribed prior to the notification of  
these rules and who has attained the  
age of 45 years on the 1st of March,  
1976 shall not be required to qualify

- qualification required for direct recruits.
- from a recognised University in India or its equivalent.
- (ii) 10 years practice as an Advocate under, out of which 3 years practice should be in High Court.
- (b) *Desirable*.—Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.
- Not applicable.
8. Whether age and educational qualifications prescribed for direct recruit will apply in case of promotees.
9. Period of probation, if any.
- 2 years, subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and for reasons to be recorded in writing.
- By direct recruitment.
10. Methods of recruitment whether by direct recruitment or by promotion or by deputation/transfer and the percentage of vacancies to be filled by various methods.
11. In case of recruitment by promotion/deputation/transfer grades from which promotion/deputation/transfer to be made.
12. Composition of D.P.C.
13. Circumstances under which the H.P.P.S.C. is to be consulted in making recruitment.
- Not applicable.
- As required under the law.

*Foot-notes*.—1. A candidate for appointment to any service or post must be:—

(a) a citizen of India, or

(b) a citizen of Nepal, or

(c) a citizen 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, East African countries of Kenya, Uganda, the United Republic of Tanzania (Formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire and Ethiopia with the intention of 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/State Government.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Himachal Pradesh Public Service Commission or other recruiting authority, but the offer of appointment may be given only after the necessary eligibility certificate

- has been issued to him by the Government of India/Government of Himachal Pradesh.
2. Upper age limit for direct recruits will not be applicable to the candidates already in the service of the Government.
3. Upper age limit is relaxable for Scheduled Castes/Tribes candidates and other categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government.
4. Age limit for direct recruits will be reckoned from the last date fixed for receipt of applications by the Commission.
5. Age and qualifications for direct recruits relaxable at the discretion of the Commission in the case of candidates otherwise well qualified.
6. Provisions of columns 10 and 11 are to be revised by the Government in consultation with the Himachal Pradesh Public Service Commission as and when the number of posts under column 2 are increased or decreased.
7. Where the Government is of the opinion that it is necessary or expedient to do so, it may, by order, for reasons to be recorded in writing and in consultation with the Himachal Pradesh Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons or posts.
8. Selection for appointment to these posts in the case of direct recruitment, shall be made on the basis of written test, if the Commission so considers necessary or expedient by a written test, the standard/syllabus etc., of which will be determined by the Commission or a practical test.
9. The appointments to this Service shall be subject to orders regarding reservation in the services for Scheduled Castes/Scheduled Tribes/Backward Classes issued by the Himachal Pradesh Government from time to time.

**Departmental Examination:**

10. Every member of the Service shall pass a departmental examination as prescribed in the Departmental Examination Rules, within the probation period or within two years from the notification of these rules whichever is earlier failing which he shall not be eligible to:—
- (1) Cross the efficiency bar next due;
- (2) Confirmation in the service; and
- (3) Promotion to the next higher post.
- Provided that if a member becomes otherwise eligible for promotion, within the period mentioned above, he shall be considered for promotion if otherwise found fit shall be promoted provisionally subject to his passing the departmental examination. He may be reverted if he fails to pass the same; Provided further that an officer who has qualified the departmental examination in whole or in part prescribed under any other rules before the notification of these rules, shall not be required to qualify the whole or in part of the examination as the case may be.
- Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st of March, 1976 shall not be required to qualify

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the departmental examination prescribed under these rules. (a) B...  
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An officer on promotion to a higher post in his line of promotion shall not be required to pass the said examination, if he has already passed the same in the lower gazetted post.

The Government, may, in consultation with the U.P. Public Service Commission grant exemption to any class or category of persons from the departmental examination in whole or in part in accordance with the Departmental Examination Rules in exceptional circumstances and for reasons to be recorded in writing.