

51

GENERAL ADMINISTRATION DEPARTMENT
NOTIFICATION
The 16th October, 1985

(Published in Orissa Gazette on 18.12.1985)

No.22586/Gen.- In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India the Governor of Orissa hereby makes the following rules for regulating the recruitment of ex-servicemen in State Civil Services and posts, namely:-

Short title and commencement

1. (i) These rules may be called the Orissa Ex-Servicemen (Recruitment to State Civil Services and Posts) Rules, 1985.

(ii) They shall come into force on the date of their Publication in the Orissa Gazette.

Definitions

2. In these rules, unless the context otherwise requires-

(a) "Armed Forces of the Union" means the Naval, Military and Air Forces of the Union :

(b) "Ex-Servicemen" means a person, who has served in any rank (whether as a combatant or as non-combatant, in the Armed Forces of the Union including the Armed Forces of the former Indian States, but excluding the Assam Rifles, Defence Security Corps, General Reserve Engineering force, Lok Sahayak Sena and Territorial Army for a continuous period of not less than six months after attestation; and

(i) has been released, otherwise than at his own request or by way of dismissal or discharge on account of misconduct or inefficiency, or has been transferred to the reserve pending such release; or

(ii) has to serve for not more than six months for completing the period of service as a requisite for becoming entitled to be released or transferred to the reserve as aforesaid; or

(iii) has been released at his own request, after completing five years service in the Armed forces of the union.

(c) "reserve vacancies" means vacancies reserved under rule 4 for being filled by ex-servicemen, and

(d) "year" means the financial year;

Application

3. These rules shall apply to all the State Civil Services and posts.

Reservation of vacancies

4. (1) Three per cent of the vacancies arising in a year in each of the categories of Class-II posts and Class-III posts and of such posts in each Class-II and Class-III service, or Class-IV posts including permanent vacancies filled initially on a

temporary basis and temporary vacancies which are likely to be made permanent or are likely to continue for three months and more to be filled by direct recruitment shall be reserved for being filled by Ex-servicemen as per the roster points shown in the schedule appended to these rules. Different Heads of Offices shall maintain a register regarding implementation of the reservation for the ex-servicemen and should furnish required return to their Administrative Department in such proforma they have been furnishing return on appointment of S.C. & S.T. candidates.

- (2) No vacancy reserved for ex-servicemen in a post required to be filled up otherwise than on the results of an open competitive examination under the relevant recruitment rules, shall be filled by the appointing authority by any other candidate, until and unless the said authority-
 - (i) has obtained a "Non-availability Certificate" from the employment exchange.
 - (ii) has verified the non-availability of a suitable candidate by reference to the Rajya Sainik Board and
 - (iii) has obtained approval of the State Government in the Administrative Department.

Special Provision regarding age-limit

5. (1) For appointment to any vacancy in State Civil Services Class-III and Class-IV whether reserve or not under these rules, every ex-servicemen who has put in not less than six months continuous service in Armed Forces of the Union shall be allowed to deduct the period of such service from his actual age and if the resultant age does not exceed the maximum age-limit prescribed for the post or service for which he seeks appointment shall be deemed to satisfy the conditions regarding age-limit.

- (2) for appointment to any vacancy in Class-I or Class-II State Civil Services or posts filled by direct recruitment through the Orissa Public Service Commission, Ex-servicemen and commissioned officers including Emergency Commissioned Officers and Short Service Commissioned Officers who satisfy the conditions prescribed in sub-clauses (i) to (iii) of clause (b) of rule 2 shall be allowed maximum relaxation of five years in the upper age-limit.

Special provision regarding educational qualification

6. (1) For appointment to any vacancy in Class-IV posts, reserved under these rules, every ex-servicemen who has put in not less than three years of service in the Armed Forces of the Union shall be exempted from the minimum educational qualification, if any, prescribed in respect of such posts.

(2) (a) or appointment to any vacancy in Class-III posts reserved for ex-servicemen, the appointing authority may relax the minimum educational qualification where the qualification prescribed is a pass in the Middle School Examination or any lower examination in favour of ex-servicemen who have put in at least three years service in the Armed Forces of the Union and who are otherwise considered fit and suitable for appointment to such posts, in view of their experience and other qualifications.

(b) For appointment to any vacancy in Class-III posts to be filled partly by direct recruitment and partly by promotion or transfer, where the minimum educational or technical qualification prescribed for appointment by direct recruitment is higher than that prescribed for promotees or transferees, an ex-servicemen shall be deemed to satisfy the prescribed educational or technical qualification if he -

(i) satisfies the educational or technical qualification prescribed for direct recruitment to the post from which promotion or transfer to the post in question is allowed.

(ii) has identical experience of work in a similar discipline and for the same number of years in the Armed Forces of the Union as prescribed for promotees or transferees.

Explanation - For the purposes of this rule, in computing the period of three years service, there shall be added any period of service which an ex-servicemen has rendered while serving in a corresponding post or posts in a civil department under the State Government, public sector undertaking or an autonomous organisation under the State Government to the period of service rendered in the Armed Forces of the Union.

¹ [(c) For appointment to any reserved vacancy in Class-III (Group-C) posts an ex-servicemen, having matriculation qualification or who has obtained the Indian Army Special Certificate of Education or the corresponding certificate in the Navy or the Air Force and has put in not less than 15 years of service in the Armed Forces of the union may be considered eligible for appointment to the posts for which the essential educational qualification prescribed is graduation.]

Overriding Effect 7. All rules regulating the recruitment of persons to different posts and services under the State Government shall be subject to the provisions of these rules and shall be construed accordingly.

Interpretation 8. If any question arises as to the interpretation of these rules, the question shall be referred to the Government in the General Administration Department for decision.

¹ Inserted vide G.A. Deptt. Notification No.19174/Gen.dt.25.6.99-
Published in Orissa Gazette and given effect to from 13.8.99.

SCHEDULE

Model roster of 100 points showing the points now reserved for Scheduled Castes and Scheduled Tribes physically handicapped persons and ex-servicemen in initial appointment to posts and services in the state.

See Rule 4 (1)

Reserved quota 38 per cent

Scheduled Caste	..	15 per cent and
Scheduled Tribes	..	23 per cent
Physically handicapped persons	..	3 per cent
Ex-Servicemen	..	3 per cent

- | | |
|----------------------------|----------------------------|
| 1. Scheduled Tribe | 51. Unreserved |
| 2. Unreserved | 52. Unreserved |
| 3. Scheduled Caste | 53. Scheduled Tribe |
| 4. Physically handicapped | 54. Unreserved |
| 5. Unreserved | 55. Unreserved |
| 6. Scheduled Tribe | 56. Scheduled Caste |
| 7. Unreserved | 57. Unreserved |
| 8. Sportsman | 58. Scheduled Tribe |
| 9. Unreserved | 59. Unreserved |
| 10. Scheduled Tribe | 60. Unreserved |
| 11. Scheduled Caste | 61. Unreserved |
| 12. Unreserved | 62. Scheduled Tribe |
| 13. Unreserved | 63. Scheduled Caste |
| 14. Scheduled Tribe | 64. Unreserved |
| 15. Unreserved | 65. Unreserved |
| 16. Scheduled Caste | 66. Scheduled Tribe |
| 17. Unreserved | 67. Unreserved |
| 18. Scheduled Tribe | 68. Unreserved |
| 19. Unreserved | 69. Physically handicapped |
| 20. Unreserved | 70. Scheduled Caste |
| 21. Ex-servicemen | 71. Scheduled Tribe |
| 22. Unreserved | 72. Unreserved |
| 23. Scheduled Tribe | 73. Unreserved |
| 24. Scheduled Caste | 74. Unreserved |
| 25. Unreserved | 75. Scheduled Tribe |
| 26. Unreserved | 76. Scheduled Caste |
| 27. Scheduled Tribe | 77. Unreserved |
| 28. Unreserved | 78. Unreserved |
| 29. Unreserved | 79. Scheduled Tribe |
| 30. Scheduled Caste | 80. Unreserved |
| 31. Scheduled Tribe | 81. Unreserved |
| 32. Unreserved | 82. Unreserved |
| 33. Ex-servicemen | 83. Scheduled Caste |
| 34. Physically handicapped | 84. Scheduled Tribe |
| 35. Unreserved | 85. Unreserved |
| 36. Scheduled Tribe | 86. Unreserved |
| 37. Scheduled Caste | 87. Unreserved |
| 38. Unreserved | 88. Scheduled Tribe |
| 39. Unreserved | 89. Unreserved |
| 40. Scheduled Tribe | 90. Scheduled Caste |
| 41. Unreserved | 91. Unreserved |
| 42. Unreserved | 92. Scheduled Tribe |
| 43. Scheduled Caste | 93. Unreserved |
| 44. Scheduled Tribe | 94. Unreserved |
| 45. Unreserved | 95. Unreserved |

- 46. Unreserved
- 47. Ex-servicemen
- 48. Unreserved
- 49. Scheduled Tribe
- 50. Scheduled Caste

- 96. Scheduled Caste
- 97. Scheduled Tribe
- 98. Unreserved
- 99. Unreserved
- 100. Unreserved

2 [NOTE - If there are only two vacancies to be filled in a particular year, not more than one may be treated as reserved. If there be only one vacancy in a particular year which falls on a reserved point in the roster, it will be treated as unreserved in the first instance and filled accordingly but the reservation shall be carried forward to subsequent year(s). In the subsequent year(s) the reservation shall be applied by treating the vacancy arising in that year as reserved even though there might be only a single vacancy in that subsequent year(s).]

By order of the Governor
 C. NARAYANASWAMY
 Special Secretary to Government

Special Provision regarding age limit

2 Inserted vide G.A. Department Notification No.25637/Gen. dated 6.9.1988- Published in Orissa Gazette & given effect to from 2.12.1988

SRO20.OSM