

- 68
216

Government of Orissa,
General Administration Department.

No. 2R/1-34/95. 21870 /Gen., Dt. 29-9-95

From

Shri Santosh Kumar, I.A.S.,
Special Secretary to Government.

To

All the Secretaries to Government,
(By name)

Sub:- Irregular recruitments against the posts of
Junior Clerks in the District and Sub-ordinate
Offices.

Sir,

I am directed to invite a reference to this Department letter No. 22357 dt. 7.10.94 and subsequent reminder No. 3845 dt. 22.2.95 on the above subject and to say that despite existence of Recruitment Rules, governing appointment to the posts of Junior Clerks in District and Sub-ordinate offices, some appointing authorities had recruited candidates in contravention of the provisions of the Orissa Ministerial Services (Method of Recruitment to the Post of Junior Clerks in District Offices) Rules, 1985 to the posts of Junior Clerks in different District Offices during the period 1982 to 1987 and also allowed them to continue in those posts. Later on they approached the Government for regularisation of such irregular appointments. However, in pursuance to instructions contained in Chief Secretary's letter No. 3052 dt. 18.4.87 and letter No. 15484 dt. 20.5.89, the services of some of such irregularly Junior Clerks were terminated by the appointing authorities.

2. Being aggrieved by such decision of the Government, some of the irregular recruits took shelter in the Orissa Administrative Tribunal. The Tribunal in their Order dated 23.12.93 in O.A.No. 8 of 1988 and 40 other similar cases have directed that since the applicants have already completed more than 5 years of service in the posts

(Contd...P.2)

67
215

of Junior Clerks, they may be treated to have been regularly appointed to such posts with continuity of service and other service benefits.

3. Before taking any action for regularisation of services of such irregular recruits the various Departments of the Government were requested vide General Administration Department letter No.22357 dt.7.10.94 to state the reasons for making such irregular appointments. The said information could not be received from most of the Departments inspite of issue of reminders.

4. Meanwhile more than one and half year have passed from the date of delivery of the judgement of the Tribunal, yet the orders of O.A.T. have not been implemented. It is, therefore, requested that the Administrative Department may implement the orders of the Hon'ble Tribunal in the said cases immediately. Difficulties faced, if any, may be brought to the notice of this Department. The implementation of the orders of the Tribunal may kindly be confirmed also.

Yours faithfully,

[Handwritten Signature]
22.9.95

Special Secretary to Government

[Handwritten Initials]
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