

Government of Himachal Pradesh
Technical Education, Vocational &
Industrial Training Department

No. EDN(TE)A(3)2/2001-Loose

Dated, Shimla-171002

07-06-2012

" NOTIFICATION "

In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor, Himachal Pradesh, in consultation with the H. P. Public Service Commission, is pleased to make the Recruitment and Promotion Rules for the post of Lecturer Computer Engineering (Polytechnic) Class-I, (Gazetted) in the Department of Technical Education, Vocational & Industrial Training, Himachal Pradesh as per Annexure-'A' attached to this notification, namely :-

1.Short title and
Commencement

- (1) These Rules may be called the Himachal Pradesh Technical Education, Vocational & Industrial Training Department, Lecturer Computer Engineering (Polytechnic), Class- I (Gazetted), Recruitment and Promotion Rules, 2012.
- (2) These Rules shall come into force from the date of publication in the Rajpatra, Himachal Pradesh.

BY ORDER

S.K.Dash

Addl. Chief secretary (T.E.) to the
Government of Himachal Pradesh.

Endst. No. EDN (TE) A (3) 2/2001-Loose Dated, Shimla-171002,
Copy forwarded to:-

07-06-2012

1. All Administrative Secretaries to the Govt. of Himachal Pradesh, Shimla-02.
2. The Secretary, H.P. Public Service Commission, Shimla-02 along with 02 copies.
3. The Director, Technical Education, Vocational & Industrial Training, H.P. Sundernagar, Distt. Mandi-174401.
4. The Controller Printing & Stationary, H.P. Shimla-171005 for publication in Rajpatra (Extra-Ordinary).
5. The JLR-cum-Joint Secretary (Law) to the Govt. of Himachal Pradesh, Shimla-02.
6. The Senior Law Officer (H) Law Deptt. H.P. Sectt. Shimla-171002.

Special Secretary (TE) to the
Govt. of Himachal Pradesh

**RECRUITMENT AND PROMOTION RULES FOR THE POST OF LECTURER
COMPUTER ENGINEERING (POLYTECHNIC) (GAZETTED) CLASS-I, IN THE
DEPARTMENT OF TECHNICAL EDUCATION, VOCATIONAL & INDUSTRIAL
TRAINING, HIMACHAL PRADESH.**

1	Name of post	Lecturer Computer Engineering (Polytechnic)
2	Number of post(s)	27(Twenty Seven)
3	Classification	Class-1 (Gazetted) (Non-Ministerial)
4	Scale of Pay	i) Pay scale for regular incumbents: Pay Band Rs.15600-39100+5400/-Grade Pay ii) Emoluments for contract employees Rs. 21,000/- as per details given in Column 15-A
5	Whether "Selection" post or "Non-Selection" post	Selection
6	Age for direct recruitment	45 years ' and below
<p>Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on adhoc or on contract basis;</p> <p>Provided further that if a candidate appointed on adhoc basis or on contract basis had become over-age on the date he/she was appointed as such he/she shall not be eligible for any relaxation in the prescribed age-limit by virtue of his/her such adhoc or contract appointment;</p> <p>Provided further that upper age-limit is relax-able for Scheduled Castes/Scheduled Tribes/ Other categories of persons to the extent permissible under the general or special order(s) of the Himachal Pradesh Government;</p> <p>Provided further that the employees of all the Public Sector Corporations and Autonomous Bodies who happened to be Government servants before absorption in Public Sector Corporation/ Autonomous Bodies at the time of initial of constitution of such Corporation/ Autonomous Bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the Public</p>		

	<p>Sector Corporations/ Autonomous bodies who are/ were finally absorbed in the service of such Corporations/ Autonomous after initial constitution of the Public Sector Corporations/ Autonomous bodies.</p> <p>(1) Age limit for direct recruitment will be reckoned on the first day of the year in which the post (s) is /are advertised for inviting application or notified to the Employment Exchanges or as the case may be.</p> <p>(2) Age and experience in the case of direct recruitment, relax able at the discretion of the Himachal Pradesh Public Service Commission in case the candidate is otherwise well qualified.</p>	
7	Minimum educational and other qualifications required for direct recruit(s)	<p>(a) <u>Essential Qualification(s):</u></p> <p>1st Class Bachelor's Degree in Computer Engineering or Computer Science & Engineering from a recognized University or from and Institution duly recognized by the H.P. Government /Centre Government.</p> <p>(b) <u>Desirable Qualification(s):</u></p> <p>Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.</p>
8	Whether age and educational qualification(s) prescribed for direct recruit(s) will apply in the case of the promotee(s)	<p>Age : Not applicable</p> <p>Education Qualification: As prescribed in Column No. 11 below</p>
9	Period of probation, if any	Two 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 reasons to be recorded in writing.

10	Method(s) of recruitment, whether by direct recruitment or by promotion, deputation, transfer and the percentage of post(s) to be filled in by various methods:	<p>i) 90% by direct recruitment on a regular basis or by recruitment on contract basis as the case may be. The contract employee(s) will get emoluments as given in Column 15-A and will be governed by service conditions as specified in the said column.</p> <p>ii) 10% by promotion failing which by direct recruitment on a regular basis or by recruitment on contract basis as the case may be. The Contract employees(s) will get emoluments as given in Column 15-A and will be governed by service conditions as specified in the said column.</p>
11	In case of recruitment by promotion, deputation, transfer, grade for which promotion/deputation/transfer is to be made:	<p>By promotion from amongst the Computer Assistants and Console Operators having a recognized Bachelors' Degree in Computer Engineering or Computer Science & Engineering or Electronics Engineering or Electronics Engineering with Computer Engineering as one of the elective subject with eight year regular service or regular combined with continuous adhoc service, if any, in the grade.</p> <p>Provided that for the purpose of promotion a combined seniority list in respect of eligible Computer Assistants and Console Operators on the basis of length of service from their dates of appointments in their respective cadres without disturbing their unit-wise inter-se-</p>

seniority shall be prepared.

Provided further that for filling up the posts of Lecturer Computer Engineering (Polytechnic) the following 10 points "post" based roster shall be followed:-

Roster Point No.	Category
1 st , 2 nd , 3 rd , 4 th , 5 th , 6 th , 7 th , 8 th & 9 th	Direct recruit
10 th	Promotee

Note: The roster will be rotated after every 10th point till the representation to both categories is achieved upto the prescribed percentage in the cadre of Lecturer Computer Engineering (Polytechnic). Thereafter, the vacancy will be filled up from the category which will vacate the post."

A. (I) Provided that for the purpose of promotion every employee shall have to serve at least one term in the Tribal/Difficult areas subject to adequate number of post(s) available in such areas;

Provided further that the proviso (I) supra shall not be applicable in the case of those employees who have five years or less service, left for superannuation.

Provided further that Officers/Officials who have not served at least one tenure in Tribal/Difficult area shall be transferred to such area strictly in accordance with his /her seniority in the respective cadre.

Explanation-I: - For the purpose of proviso I supra the "term" in Tribal/Difficult areas" shall mean normally three years or less period of posting in such areas " shall mean normally three years or less period of posting in such areas keeping in view the administrative requirements and performance of the employee.

Explanation-II: For the purpose of proviso I supra the Tribal/Difficult Areas shall be as under:-

1. District Lahaul & Spiti,
2. Pangi and Bharmour Sub Division of Chamba District.
3. Dodra Kwar Area of Rohru Sub-Division.
4. Pandrah bis Pargana, Munish Darkali and Gram Panchayat Kashapat, Gram Panchayats of Rampur Teshil of District Shimla.
5. Pandrah Bis Pargana of Kullu District.
6. Bara Bhangal Areas of Baijnath Sub Division of Kangra District.
7. District Kinnaur.
8. Kathwar and Korga Patwar Circles of Kamrau Sub Tehsil, Bhaladh Bhalona and Sangan Patwar Circles of Renukaji Tehsil and Kota Pab Patwar Circle of Shillai Tehsil, In Sirmaur District.
9. Khanyol-Bagra Patwar Circle of Karsog Tehsil, Gada-Gussaini, Mathyani Ghanyar, Thachi, Baggi, Somgad and Kholanal of Bali-Chowki Sub Tehsil, Jharwar, Kutgarh, Graman, Devgarh, Trailla, Ropa, Kathog, Silh-Badhwani, Hastpur, Ghamrehar and Bhatehar Patwar Circle of Padhar Tehsil, Chiuni, Kalipar, Mangarh, Thach-Bagra, North Magru and South Magru Patwar Circles of Thunag Tehsil and Batwara Patwar Circle of Sundernagar Tehsil in Mandi District.

B(1) In all cases of promotion, the continuous adhoc service rendered in the feeder post, if any, prior to regular appointment to the post shall be taken into account towards the length of service as prescribed in these Rules of or promotion subject the condition that the adhoc appointment/ promotion in the feeder category had been made after following proper acceptable process of selection in accordance with the provisions of R&P Rules;

Provided that in all cases where a junior person becomes eligible for consideration by virtue of his/her total length of service (including the service rendered on adhoc basis, followed by regular service/appointment) in the feeder post in view of the provision referred to above, all persons senior to him/ her in the respective category/post /cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of consideration;

	<p>Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service of at least three years' or that prescribed in the R & P Rules for the post, whichever is less;</p> <p>Provided further that where a person becomes ineligible to be considered for promotion on account of the requirements of the preceding proviso, the person(s) junior to him/ her shall also be deemed to be ineligible for consideration for such promotion;</p> <p>Explanation:- The last proviso shall not render the junior incumbent(s) ineligible for consideration for promotion if the senior ineligible person(s) happened to be Ex-Servicemen recruited under the provisions of Rule-3 of the Demobilized Armed Forces Personnel (Reservation of vacancies in Himachal State Non-Technical Service) Rule, 1972 and having been given the benefit of seniority there-under or recruited under the provisions of Rule-3 of the Ex-Serviceman (reservation of vacancies in the Himachal Pradesh Technical Services) Rule, 1985 and having been given the benefit of seniority there-under.</p> <p>(2) Similarly, in all cases of confirmation, adhoc service rendered on the feeder post, if any,, prior to the regular appointment/ promotion against such post shall be taken into account towards the length of service, if the adhoc appointment/promotion had been made after proper selection and in accordance with the provision of the R&P Rules.</p> <p>Provided that inter-se-seniority as a result of above shall remain unchanged.</p>	
12	If a Departmental Promotion Committee exists, what is its composition?	D.P.C. to be presided over by the Chairman, H.P. Public Service Commission or a Member thereof to be nominated by him.
13	Circumstances under which the H.P.P.S.C. is to be consulted in making recruitment	As required under the Law.
14	Essential requirement for a direct recruitment	A candidate for appointment to any service or post must be a citizen of India.

15	Selection for appointment to post by direct recruitment	Selection for appointment to the post in the case of direct recruitment shall be made on the basis of viva- voce test if the Himachal Pradesh Public Service Commission or other recruiting authority, as the case may be, so consider necessary or expedient by a written test or practical test, the standard/syllabus etc. of which will be determined by the Commission/ other recruiting authority, as the case may be.
15-A	Selection for appointment to the post by contract appointment	<p>Notwithstanding anything contained in these Rules, contract appointments to the post will be made subject to the terms and conditions given below:-</p> <p>(I) <u>CONCEPT:</u></p> <p>(a) Under this policy the Lecturer Computer Engineering (Polytechnic) in the Department of Technical Education, vocational & Industrial Training, H.P. will be engaged on contract basis initially for one year; which may be extendable on year-to-year basis.</p> <p>Provided that for extension / renewal of contract period on year to year basis the concerned HOD shall issue a certificate that the service and conduct of the contract appointee is satisfactory during the year and only then his period of contract is to be renewed/ extended.</p> <p>(b) <u>POST FALLS WITHIN THE PURVIEW OF HPPSC:</u></p> <p>The Addl. Chief Secretary (Technical Education) to the Government of Himachal Pradesh, after obtaining the approval of the Government to fill up the vacant posts on contract basis will place the requisition with the concerned recruiting</p>

agency i.e. Himachal Pradesh Public Service Commission.

(c) The selection will be made in accordance with the eligibility conditions prescribed in these R&P Rules

(II) CONTRACTUAL EMOLUMENTS:

The Lecturer Computer Engineering (Polytechnic) appointed on contract basis will be paid consolidated fixed contractual amount @ Rs.21,000/- per month (which shall be equal to minimum of the pay band+ grade pay). An amount of Rs 630/- (3% of the minimum of pay band +grade pay of the post) as annual increase in contractual emoluments for the subsequent year(s) will be allowed if contract is extended beyond one year.

(II) APPOINTING / DISCIPLINARY AUTHORITY:

The Addl. Chief Secretary (Technical Education) to the Government of Himachal Pradesh will be appointing and disciplinary authority.

(iv) SELECTION PROCESS:

Selection for appointment to the post in the case of contract appointment will be made on the basis of viva-voce test or if considered necessary or expedient by a written test or practical test, the standard/syllabus etc. of which will be determined by the concerned recruiting agency i.e. Himachal Pradesh Public Service Commission.

(v) COMMITTEE FOR SELECTION OF CONTRACTUAL APPOINTMENTS:

As may be constituted by the concerned

recruiting agency i.e. the Himachal Pradesh Public Service Commission from time to time.

(VI) AGREEMENT:

After selection of a candidate, he/she shall sign an agreement as per Annexure-B appended to these Rules.

(VII) TERMS AND CONDITIONS:

- (a) The contractual appointee will be paid fixed contractual amount@ Rs.21, 000/- per month (which shall be equal to minimum of pay band+ grade pay). The contract appointee will be entitled for increase in contractual amount@ Rs 630/- (3% of the minimum of the pay band+ grade pay of the post) for further extended years and no other allied benefits such as senior/ selection scales etc will be given.
- (b) The service of the contract appointee will be purely on temporary basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found satisfactory.
- (c) Contractual appointee will be entitled for one-day casual leave after putting one-month service. This leave can be accumulated up to one year. No leave of any other kind is admissible to the contract appointee. He/she shall not be entitled for Medical Re-imburement and LTC etc. Only maternity leave will be given as per Rules.
- (d) Unauthorized absence from the duty without the approval of the controlling officer shall automatically lead to the termination to the contract. Contract appointee shall not be

		<p>entitled for contractual amount for the period of absence from duty.</p> <p>(e) An official appointed on contract basis who has completed five years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.</p> <p>(f) Selected candidate will have to submit a certificate of his/her fitness from a Government /Registered Medical Practitioner. Women candidate pregnant beyond 12 weeks will stand temporarily unfit till the confinement is over. The women candidate will be re-examined for fitness from an authorized Medical Officer/Practitioner.</p> <p>(g) Contract appointee will be entitled to TA/DA if required to go on tour in connection with his/her official duties at the same rate as applicable to regular counterpart official at the minimum of pay scale.</p> <p>(h) Provisions of service rules like FR SR, Leave Rules, GPF Rules etc. as are not applicable in case of contract appointees. They will be entitled for emoluments etc. as detailed in this column.</p>
16	Reservation	<p>The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Castes/Scheduled Tribal/Other Backward Classes/other categories of persons issued by the Himachal Pradesh Government from time to time.</p>

17	Departmental Examination	Every member of the service shall pass a departmental examination as prescribed in the H.P. Departmental Examination Rules, 1997, as amended from time to time.
18	Powers to relax	Where the State 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 provision(s) of these Rules with respect to any Class or Category of person(s) or post(s).