

PART III
HARYANA GOVERNMENT
HOME DEPARTMENT
(POLICE)

Notification

The 14th May, 1980

No. G.S.R. 65/Const./Art.309/80.—In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, and all other powers enabling him in this behalf, the Governor of Haryana hereby makes the following rules regulating the recruitment, and conditions of service of persons appointed, to the Haryana Forensic Science (Group A) Service, namely :—

PART I—GENERAL

1. (1) These rules may be called the Haryana Forensic Science (Group A) Service Rules, 1980.

(2) They shall come into force at once.

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

(a) "Commission" means the Haryana Public Service Commission ;

(b) "direct recruitment" means an appointment made otherwise than by promotion from within the Service or by transfer of an official already in the service of the Government of India or of any State Government ;

(c) "Government" means the Haryana Government in the Administrative Department ;

(d) "recognised university" means —

(i) any university incorporated by law in India , or

(ii) in the case of a degree, diploma or certificate obtained as a result of an examination held before the 15th August, 1947, the Punjab, Sind or Dacca University, or

(iii) any other university which is declared by the Government to be a recognised university for the purpose of these rules ;

(e) "Service" means Haryana Forensic Science (Group A) Service.

PART II—RECRUITMENT TO SERVICE

3. The Service shall comprise the posts shown in appendix A to these rules :

Provided that nothing in these rules shall affect the inherent right of the Government to make additions to, or reduction in, the number of such posts

Short title
and commencement
Definitions.

Number
and
Character
of the Posts.

or to create new posts with different designations and scales of pay, either permanently or temporarily.

Nationality, domicile and character of candidates appointed to Service. he is—

4. (1) No person shall be appointed to any post in the Service unless
- (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 (formerly Ceylon) and East African Countries of Kenya, Uganda and the United Republic of Tanzania (formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire or Ethiopia with the intention of permanently settling in India :

Provided that a person belonging to category (b), (c), (d) or (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government.

(2) A person in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Commission or any 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.

(3) No person shall be appointed to any post in the Service by direct recruitment, unless he produces a certificate of character from the principal academic officer of the university, college or institution last attended, if any, and similar certificates from two other responsible persons, not being his relatives, who are well acquainted with him in his private life and are unconnected with his university, college or institution.

Age. 5. No person shall be appointed to any post in the Service by direct recruitment who is less than 20 years or more than 45 years of age on or before the 1st day of February next preceding the last date of submission of applications to the Commission.

Appointing authority. 6. Appointments to the posts in the Service shall be made by the Government.

Qualification. 7. No person shall be appointed to any post in the Service, unless he is in possession of qualifications and experience specified in Appendix B to these rules.

Disqualifications. 8. (1) No person,—

- (a) who has entered into or contracted a marriage with a person having a spouse living, or

- (b) who, having a spouse living, has entered into or contracted a marriage with any person,

shall be eligible for appointment to any post in the Service :

Provided that the Government may if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and there are other grounds for so doing, exempt any person from the operation of this rule.

9. (1) Recruitment to the Service shall be made—

(i) by promotion, or

(ii) by direct recruitment, or

(iii) by transfer or deputation of an employee already in the service of any State Government or Government of India.

Method
of recruit-
ment.

- (2) When any vacancy occurs or is about to occur in the service, the Government shall determine the manner in which such vacancy shall be filled.

(3) Appointment by promotion shall be made by seniority-cum-merit basis and no member of the Service shall be entitled to such appointment as of right.

10. (1) Persons appointed to any post in the Service shall remain on probation for a period of two years, if appointed by direct recruitment and one year, if appointed otherwise :

Probation.

Provided that ;—

(a) any period after such appointment spent on deputation on a corresponding or a higher post shall count towards the period of probation ;

(b) any period of work in equivalent or higher rank, prior to appointment to the Service may, in the case of an appointment by transfer, at the discretion of the appointing authority, be allowed to count towards the period of probation fixed under this rule; and

(c) any period of officiating appointment shall be reckoned as period spent on probation, but no person who has so officiated shall on the completion of the prescribed period of probation be entitled to be confirmed, unless he is appointed against a permanent vacancy.

- (2) If, in the opinion of the appointing authority the work or conduct of a person during the period of probation is not satisfactory, it may,—

(a) if such person is appointed by direct recruitment, dispense with his services; and

- (b) if such person is appointed otherwise than by direct recruitment,—
- (i) revert him to his former post; or
 - (ii) deal with him in such other manner as the terms and conditions of the previous appointment permit.
- (3) On the completion of the period of probation of a person, the appointing authority may,—
- (a) if his work or conduct has, in its opinion, been satisfactory,—
 - (i) confirm such person from the date of his appointment, if appointed against a permanent vacancy; or
 - (ii) confirm such person from the date from which a permanent vacancy occurs, if appointed against a temporary vacancy; or
 - (iii) declare that he has completed his probation satisfactorily, if there is no permanent vacancy; or
 - (b) if his work or conduct has, in its opinion, been not satisfactory,—
 - (i) dispense with the service, if appointed by direct recruitment, if appointed otherwise, revert him to his former post or deal with him in such other manner as the terms and conditions of previous appointment permit; or
 - (ii) extend his period of probation and thereafter pass such order, as it could have passed on the expiry of the first period of probation :

Provided that the total period of probation, including extension, if any, shall not exceed three years.

Seniority.

11. Seniority *inter se* of members of the Service shall be determined by the length of continuous service on any post in the Service:

Provided that in the cases of members appointed by direct recruitment, the order of merit determined by the Commission shall not be disturbed in fixing the seniority :

Provided further that in the case of two or more members appointed on the same date, their seniority shall be determined as follows :—

Member appointed by direct recruitment shall be senior to a member appointed by promotion or by transfer;

Member appointed by promotion shall be senior to a member appointed by transfer;

When members appointed by promotion or by transfer, shall be determined according to the seniority of members in the appointments from which they were promoted or transferred; and

Number
and
Character
of the Posts.

- (d) in the case of members appointed by transfer from different cadres, their seniority shall be determined according to pay, preference being given to a member who was drawing higher rate of pay in his previous appointment; and if the rates of pay drawn are also the same then by the length of their service in the appointments, and if the length of such service is also the same, the older member shall be senior to the younger member.

12. (1) A member of the Service shall be liable to serve under the Government at any place, whether within or outside the State of Haryana. Liability to serve.

(2) A member of the Service may also be deputed to serve under,—

- (i) a company, an association or a body of individuals whether incorporated or not, which is wholly or substantially owned or controlled by the State Government, a municipal corporation or a local authority within the State of Haryana; or
- (ii) the Central Government or a company, an association or a body of individuals, whether incorporated or not, which is wholly or substantially owned or controlled by the Central Government; or
- (iii) any other State Government, an international organisation, an autonomous body not controlled by the Government, or a private body :

Provided that no member of the Service shall be deputed to the Central or any other State Government or any organisation or body referred to in clause (ii) or clause (iii) except with his consent.

13. In respect of pay, leave, pension and all other matters, not expressly provided for in these rules, the member of the Service shall be governed by such rules and regulations as may have been, or may hereafter be, adopted or made by the competent authority under the constitution of India or under any law for the time being in force made by the State Legislature. Leave, pension or other matters.

14. (1) In matters relating to discipline, penalties and appeals, members of the Service shall be governed by the Punjab Civil Services (Punishment and Appeal) Rules, 1952, as amended from time to time : Discipline, penalties and appeals.

Provided that the nature of penalties which may be imposed, the authority empowered to impose such penalties and appellate authority shall, subject to the provisions of any law or rules made under article 309 of the Constitution of India, be such as are specified in Appendix C to these rules.

(2) The authority competent to pass an order under clause (c) or clause (d) of sub-rule (1) of rule 10 of the Punjab Civil Services (Punishment and Appeal) Rules, 1952, shall be as specified in Appendix D to these rules.

15. Every member of the Service shall get himself vaccinated and revaccinated if and when the Government so directs by a special or general order. Vaccination.

- Oath of allegiance. 16. Every member of the Service, unless he has already done so, shall be required to take the oath of allegiance to India and to the Constitution of India as by law established.
- Power of relaxation. 17. 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, relax any of the provisions of these rules with respect to any class or category or persons.
- Special provisions. 18. Notwithstanding anything contained in these rules, the appointing authority may impose special terms and conditions in the order of appointment if it is deemed expedient to do so.
- Reservation. 19. Nothing contained in these rules shall affect reservations and other concessions required to be provided for Scheduled Castes and other backward classes in accordance with the instructions issued by the State Government in this regard from time to time under clause (4) of article 16 of the constitution.

APPENDIX A

(See rule 3)

| Serial No. | Designation of post | Number of posts | | | Scale of pay |
|------------|---------------------|-----------------|-----------|-------|------------------------------------|
| | | Permanent | Temporary | Total | |
| 1 | Director | 1 | | 1 | Rs. 1,800—100—2,000/ 125—2,250. |
| 2 | Assistant Director | 5 | 1 | 6 | Rs. 850—50—1,100/ 50—1,500 |

APPENDIX B

(See rule 7)

| Serial No. | Designation of post | Academic qualifications and experience for appointment by direct recruitment/by transfer of an official already in service in any other Department/ or any State Government/Government of India | For appointment by promotion |
|------------|--------------------------------|---|---|
| 1 | 2 | 3 | 4 |
| 1 | Director | <p><i>Essential:</i></p> <p>(i) M. Sc. 2nd Class degree in any of the subjects i.e. Chemistry, Zoology, Botany, Anthropology, Bio-Chemistry, Physics or Mathematics from a recognised University or equivalent;</p> <p>(ii) 15 years research and analytical experience in any one of the above subjects</p> <p><i>Desirable:</i></p> <p>(i) Doctorate in any one of the above subjects;</p> <p>(ii) Experience in a forensic science institution</p> | He should possess essential qualifications and experience shown under column 3. |
| 2 | Assistant Director (Chemistry) | <p><i>Essential:</i></p> <p>(i) M. Sc. 2nd Class degree in Chemistry from a recognised University or equivalent;</p> <p>(ii) 7 years experience of analytical and research work in Chemistry</p> | M. Sc. degree in Chemistry Five years service as Senior Scientific Officer |
| 3 | Assistant Director (Physics) | <p><i>Essential:</i></p> <p>(i) M. Sc. 2nd class degree in Physics from a recognised University or equivalent;</p> | M. Sc. degree in Physics Five years service as Senior Scientific Officer |

1 2

3

4

4 Assistant Director
(Biolog.)

Essential :

- (i) M.Sc. 2nd class degree in any of the subjects i.e., Zoology, Botany, Anthropology (Physical), Human Biology, Bio-Chemistry from a recognised University or equivalent;
- (ii) 7 years experience of analytical and research work in any of above subjects

5 Assistant Director
(Serology)

Essential :

- (i) M.Sc. 2nd class degree in any of the subjects i.e., Bio-Chemistry, Zoology, Human Biology, Microbiology, Anthropology (Physical), or equivalent degree or degree in medicine;
- (ii) 7 years experience of analytical and research work

6 Assistant Director
(Ballistics)

Essential :

- (i) M.Sc. 2nd class degree in Physics or Mathematics from a recognised University or equivalent;
- (ii) 7 years experience of research work in Ballistics

7 Assistant Director
(Documents)

Essential :

- (i) M.Sc. 2nd class degree in Chemistry or Mathematics or Physics from a recognised University or equivalent;
- (ii) 7 years experience in document examination including finger-prints etc.

Note:—Knowledge of Hindi upto Matric or equivalent standard is essential for all the above posts.

Five years service as Senior Scientific Officer

M.Sc. degree in Chemistry or Mathematics or Physics;

Five years service as Senior Scientific Officer

APPENDIX C

[See rule 14 (1)]

| Designation of posts | Appointing authority | Nature of penalty | Authority empowered to impose punishment | Appellate authority |
|----------------------|----------------------|---|--|---------------------|
| 1 | 2 | 3 | 4 | 5 |
| Director | Government | (1) Censure; (2) warning with a copy on personal file; (3) withholding of increments or promotion including stoppage at an efficiency bar; (4) recovery from pay of the whole or part of any pecuniary loss caused to Government by negligence or breach of order; (5) reduction to a lower post or time scale or to a lower stage in time scale; (6) removal from the service, which does not disqualify from future employment; (7) dismissal from the service, which does ordinarily disqualify from future employment | Government | .. |
| Assistant Director | Government | (1) Censure; (2) warning with a copy on personal file; (3) withholding of increments or promotion including stoppage at an efficiency bar; | Inspector-General of Government Police | Government |

APPENDIX D
[See rule 14(2)]

| Designation of posts | Nature of order | Authority empowered to make the order |
|------------------------|---|---------------------------------------|
| 1 | 2 | 3 |
| 1. Director | (i) Reducing or withholding the amount of ordinary/additional pension admissible under the rules governing pension; | Government |
| 2. Assistant Directors | (ii) Terminating the appointment of a member of the Service otherwise than on his attaining the age for superannuation. | Do |

L. D. KATARIA,
Secretary to Government, Haryana,
Home Department.

1

2

3

4

5

Assistant Director—
council

Government—
council

- (4) recovery from pay of the whole or part of any pecuniary loss caused to Govt. by negligence or breach of order ;
- (5) reduction to a lower post or time scale or to a lower stage in time scale ;
- (6) removal from the service, which does not disqualify from future employment ;
- (7) dismissal from the service, which does ordinarily disqualify from future employment

Inspector General
of Police

Government