PART II—Section 3—Sub-section (i)

General Statutory Rules (including Orders, Bye-laws etc. of a general Character) issued by the Ministries of the Government of India (other than the Ministry of Defence) and by the Central Authorities (other than the Administration of Union Territories)

MINISTRY OF LAW AND JUSTICE

New Delhi, the 12th April, 1991

G.S.R. 316.—In pursuance of clause (2) of article 222 of the Constitution, the President hereby makes the following order namely:—

That Shri Justice Kochupillai Sukumaran, Judge of the Bombay High Court, who has been transferred from the Kerala High Court, shall be entitled to receive, in addition to his salary, a compensatory allowance at the rate of Rs. 800 (Rupees eight hundred only) per mensem for the period of his service as a Judge of the Bombay High Court.

[No. K. 13014/14/90-Desk-1]

SMT. VEENA BRAHMA, Director (Justice)
13. If a DPC exists, what is its composition?

Group ‘B’ D.P.C. for promotion/confirmation consisting of:
1. Development Commissioner (Handicrafts)—Chairman.
2. Joint Development Commissioner (Handicrafts)—Member.
3. Joint Development Commissioner (dealing with the subject)—Member.
4. Joint Development Commissioner (Handloom)—Member.

Consultation with the UPSC necessary while selection of an officer for appointment on transfer on deputation.

G. SUDHIR, Jr. Development Commissioner (Handicrafts.)
MINISTRY OF INFORMATION AND BROADCASTING

Delhi, the 3rd May, 1991

G.S.R. 328.—In exercise of the powers conferred by the proviso of article 309 of the Constitution, the President hereby makes the following rules further to amend the All India Radio (Group "C posts") Recruitment Rules, 1964.

1. (1) These rules may be called the All India Radio (Group 'C posts) Recruitment (Amendment) Rules, 1991.

(2) They shall be deemed to have come into force on the 23rd May, 1988.

2. In the Schedule to the All India Radio (Group 'C posts) Recruitment Rules, 1964, against serial number 64 relating to the post of Head Clerk/Accountant/Senior Store Keeper—

(a) in column 5, for the existing entry, the following shall be substituted, namely:—

"20% by direct recruitment."

(b) in column 6, for the existing entry, the following shall be substituted, namely:—

"80% by promotion."

EXPLANATORY MEMORANDUM

The amendment of recruitment rules for the post of Head Clerk/Accountant/Senior Store Keeper with retrospective effect is for implementation of the judgement dated 26th March, 1990 of the Central Administrative Tribunal in case O.A. No. 601/89 Shri R. Harikumar and others versus Union of India and others. The earlier method of recruitment was 50% by promotion and 50% by Limited Departmental Examination. By an amendment—the All India Radio (Group 'C posts) Recruitment (Second Amendment) Rules, 1988 the method of recruitment was changed to 20% by direct recruitment and 80% by promotion will be kept in abeyance till such time the last candidate on the panel of qualified candidates, who have qualified for the departmental examination has been absorbed to the post of Head Clerk/Accountant/Senior Store Keeper. In such zones, 50% of the vacancies shall be utilised for absorption of qualified candidates, for the said Limited Departmental Examination and balance 50% of the vacancies shall be filled by promotion;—

"20% by direct recruitment."

NOTE.—In such zones where qualified candidates on the basis of result of the Limited Departmental Examination held in the year 1979, 1981, 1982 and 1983 for appointment to the post of Head Clerk/Accountant/Senior Store Keeper are still available, the provision for 20% by direct recruitment and 80% by promotion will be kept in abeyance till such time the last candidate on the panel of qualified candidates, who have qualified for the departmental examination has been absorbed to the post of Head Clerk/Accountant/Senior Store Keeper. In such zones, 50% of the vacancies shall be utilised for absorption of qualified candidates, for the said Limited Departmental Examination and balance 50% of the vacancies shall be filled by promotion;—

"80% by promotion."

[No. 2/32/88-SII/B(A)]

M. DAMODARAN, Jt. Secy.
mination qualified persons till they are fully absorbed and if qualified in departmental examination opt for posting outside their zones, where no such departmental examination qualified candidate is available, 20% direct recruitment quota vacancies available in those zones shall also be utilised for this purpose.

2. The applicants had challenged the operation of the recruitment rules. The Central Administrative Tribunal, Madras Bench in its judgement has directed to consider and promote the applicants as per the pre-revised rules till the last candidate in the panel of qualified candidates, who have qualified the departmental examination has been absorbed.

3. Accordingly, the present amendment of these rules is to implement the above direction of the Central Administrative Tribunal, Madras Bench. So it is necessary to amend these rules by giving retrospective effect.

NOTE: Principal rules the All India Radio (Group 'C' posts) Recruitment Rules, 1964 were notified vide G.S.R. No. 1776 dated 30-11-1964 and subsequently the following amendments have been notified:—

1. Notification No. 11/5/64-B(A), dated 9-8-1965
2. Notification No. 4/2/67-B(A), dated 20-3-1967
3. Notification No. 7/2/68-B(A), dated 14-6-1968
6. Notification No. 16/20/69-B(A), dated 30-3-1970
7. Notification No. 1/7/70-B(A), dated 18-3-1971
11. Notification No. 1/4/72-B(A), dated 16-6-1972
12. Notification No. 1/7/71-B(A), dated 14-11-1972
15. Notification No. 1/5/73-B(A), dated 20-8-1973
17. Notification No. 1/7/70-B(A), dated 8-8-1974
20. Notification No. 12019/10/70-B(A), dt. 26-12-1978
21. Notification No. 12019/1/75-B(A), dt. 17-12-1980
24. Notification No. 12019/4/81-B(A), dt. 11-4-1983
25. Notification No. 40101/83/87-B(A), dt. 29-10-1983
26. Notification No. 7/19/83/AR/B(A) dt. 3-7-1984
30. Notification No. 8/36/87-SIT/B(A), dt. 30-12-1987
31. Notification No. 14/19/85-SIT/B(A), dt. 27-4-1988
33. Notification No. 8/38/87-SIT/B(A), dt. 21-6-1988
34. Notification No. 8/38/87-SIT/B(A), dt. 22-6-1989

MINISTRY OF WATER RESOURCES
CORRIGENDUM

New Delhi, the 26th April, 1991

G.S.R. 329.—In the Notification of the Ministry of Water Resources published in the Gazette of India, under: G.S.R. No. 96 in Part II, Section 3. Sub-Section (i) dated 9th February, 1991 the entry at S. No. (i) of Column 8 relating to educational and other qualifications required for direct recruits for the post of Gynaecologist may be substituted with the following:

Essential

"(1) A recognised medical qualification included in the First or Second Schedule of Part II of the Third Schedule (other than Licentiate qualifications) to the