

The Rajasthan Lokayukta and Up-Lokayuktas (Proceedings) Rules, 1974

RAJASTHAN

India

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Rule

THE-RAJASTHAN-LOKAYUKTA-AND-UP-LOKAYUKTAS-PROCEEDINGS of 1974

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The Rajasthan Lokayukta and Up-Lokayuktas (Proceedings) Rules, 1974 Notification No. G.S.R.27/F 6(6) Karmik/A-3/74, dated 9-5-1974, Published in Rajpatra (Extraordinary), part 4(ga), dated 9-5-1974 In exercise of the powers conferred by section 21 of the Rajasthan Lokayukta and Up-Lokayukta Act, 1973, the Governor of Rajasthan hereby makes the following rules, namely:-

1. Title.

- These rules may be called the Rajasthan Lokayukta and Up-Lokayuktas (Proceedings) Rules, 1974.

2. [Competent Authority. [Substituted by Notification G.S.R. 68, dated 25-9-1996, Published in Rajpatra (Extraordinary), page IV(ga), dated 1-10-1996, page 131(1)]

- In relation to a public servant other than a Minister or Secretary, the Competent Authority for the purpose of sub-clause (ii) of clause (C) of section 2 of the Rajasthan Lokayukta and Up-Lokayukta Act. 1973 shall be as follows:-

(1) In case of members of all India Services, Heads of Departments and members of State Services.

The Minister-in-charge of the Departments of Personnel

(2) In case of other Gazetted Officers

The Minister-in-charge of concerned Department

(3) In case of non-gazetted officers

The Secretary to the Government of the
concerned Department.]

3. Form of complaints.

(1) Every complaint shall contain a statement in a concise form of the allegations against the public servant and the material facts on which that allegation is based. It will also indicate, as far as possible, the evidence by which the complainant proposes to prove such allegation and shall also contain the following information.-(a) the name, description and place of residence of the complainant, together with his profession and full address: (b) the name, description and place of residence of the public servant complained against, so far as they can be ascertained. (2) Every complaint shall bear court-fee stamp of the value of 50 paise, unless the Lokayukta or Up-Lokayukta consider it proper to waive it.

4. Affidavits.

- Every complaint shall be supported by an affidavit duly attested by a first class Magistrate or a person duly authorised to attest affidavits. (2) Every such affidavit shall be verified at the end by the complainant or by one of the complainants. (3) The person verifying shall specify by reference to the numbered paragraphs of the affidavit what he verifies from own knowledge and what he verifies upon information received and believed to be true. In the latter case, the source of the information and the grounds of his belief shall also be stated. (4) The verification shall be signed by the persons making it and shall state the date on which and the place at which it was signed. (5) The Department of Personal shall be the administrative Department for dealing with matters relating to the Lokayukta and Up Lokayukta Act and shall ordinarily be the channel of communication between the Government and the office of the Lokayukta and the Up-Lokayukta. (6) Every order or instrument of the Lokayukta Sachivalaya shall be signed by the Lokayukta or the Up-Lokayukta, or by the Secretary, Deputy Secretary or Assistant Secretary of the Sachivalaya duly authorised by the Lokayukta, or by such other officers as may specially be empowered in that behalf by the Lokayukta or the Up-Lokayukta, and such signatures shall be deemed to be the proper authentication of such order or instrument.