

Uttaranchal Amendments of the Allahabad High Court Officers and Staff (Conditions of Service and Conduct) Rules, 1976

UTTARAKHAND

India

Uttaranchal Amendments of the Allahabad High Court Officers and Staff (Conditions of Service and Conduct) Rules, 1976

Rule

UTTARANCHAL-AMENDMENTS-OF-THE-ALLAHABAD-HIGH-COURT-OF 1976

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Uttaranchal Amendments of the Allahabad High Court Officers and Staff (Conditions of Service and Conduct) Rules, 1976[1] Notification No. 75/UHC-2001, dated 14th June, 2001.

1.

In exercise of the powers conferred by Clause (2) of Article 229 of the Constitution of India and all other powers enabling in that behalf, the Hon'ble Chief Justice, has been pleased to make the following Amendments in Allahabad High Court and Staff (Conditions of Service and Conduct) Rules, 1976, applicable to Uttaranchal under Section 30 of the U.P. Reorganisation Act, 2000 :AmendmentsSubstitute the following for the existing Clauses (a) to (c) of Rule 8 :

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| (a) Telephone Operators | (i) | By direct recruitment through competitive examinationconducted by the appointing authority or in any manner sodirected by the Chief Justice. |
| | (ii) | By selection from amongst the persons who apply for suchappointments. |
| (b) Lower Division Assistants | (i) | By direct recruitment through competitive examinationconducted by the appointing authority or in any manner sodirected by the Chief Justice. |
| | (ii) | By promotion from class IV employees. |

(iii) By selection from amongst the persons who apply for such appointment or as may be deemed fit and expedient by the Chief Justice.

(iv) By promotion from amongst the telephone operators who have completed 3 years to the maximum extent of 20% at the discretion of the Chief Justice:

Provided
:

(a) That nothing in this rule shall be construed as affecting the promotion of Routine Grade Assistants and typists appointed before the coming into force of this rule.

(b) That all available vacancies may, in the discretion of the Chief Justice, be filled from any of the above sources.

(c) Upper Division from Assistants (i) By promotion from amongst Lower Division Assistants having three years experience as L.D.A. on the basis of seniority-cum-suitability.
(ii) By direct recruitment through competitive examination. Notwithstanding anything contained in Clauses (i) and (ii) above, any U.D.A. may also be appointed by the Chief Justice as he deems fit and expedient."

The following Rules be deleted :

"Rule 9 (i) : Deleted

Proviso (a) : Deleted

Rule 10 : Deleted

Rule 13-A : Deleted

Rule 22-III : Deleted

Substitute Rule 9 (ii) as under:

"Rule 9 (ii) Lower Division Assistants Must possess a Bachelor's degree of a University established by law in India or qualification recognized as equivalent thereto. Preference will be given to those having sufficient knowledge of typing in English and Hindi as well as of operation of Computers."

Substitute the existing Clauses (a) to (e) of Rule 16 as under:

"(a) Section Officer, General Office By promotion from amongst Upper Division Assistants.

(b) Bench Secretaries, Grade I By promotion from Bench Secretaries Grade II.

(c) Stamp Reporter By transfer of one of the Section Officers of General Office or Bench Secretary, Grade I.

(d) Private Secretaries By promotion from amongst Personal Assistants.

(e) Asstt. P.P.S. to C.J. Deleted.

Explanation. - Persons selected for the post of Private Secretary and Private Secretary to Senior Judge will maintain his seniority on the post of Private Secretary and shall be liable to be transferred

back to the post of Private Secretary."Substitute the following Clauses (a) to (e) of Rule 20 :The source of recruitment to the various class I posts in the establishment shall be as follows :

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| Principal
Private
"(a) Secretary to
Hon'ble the
Chief Justice | By promotion of Private Secretary having
threeyears experience as such. | |
| (b) Deputy
Registrar | (i) | By promotion from amongst Section
Officers ofGeneral Office who have
three years experience as Section
Officerand Bench Secretaries as
Section Officer and Bench
Secretaries,Grade I and Private
Secretaries: |
| | Provided : | |
| | (1) | That the appointment shall be so
regulated thatout of the existing posts
of Deputy Registrars 50% of the
postsshall be filled from amongst the
Section Officers, 25% formamongst
Bench Secretaries, Grade I and 25%
from amongst thePrivate Secretaries.
In case of a fraction of a post, the
matteras to whom it should go shall
vest in the discretion the ChiefJustice. |
| | (2) | Notwithstanding anything contained
in proviso(1) above, any Deputy
Registrar may also be appointed by
theChief Justice as he deems fit and
expedient." |
| (c) Joint
Registrar | By deputation of anofficer of Higher
Judicial Service or by promotion from
amongstthe Deputy Registrars and
P.P.S.Notwithstandinganything
contained hereinabove, any Joint
Registrar may also beappointed by the
Chief Justice as he deems fit and
expedient.Notwithstanding anything
contained hereinbefore,the incumbent to
the post of Joint Registrar must be a
LawGraduate of a recognized University. | |
| (d) Additional
Registrar | By deputation of an officer of Higher
JudicialService. | |

- (e) Registrar By deputation of an officer from amongst the members of Higher Judicial Service."

The following will be substituted in Clauses I and II of Rule 22 : "22. Method of selection for the post of Principal Private Secretary to Chief Justice and Deputy Registrar.-I. Whenever it is required to make selection or promotion to the post of Principal Private Secretary to the Chief Justice, Principal Private Secretary/Head Private Secretary, Private Secretary in the same pay scale as Principal Private Secretary and Joint Principal Private Secretary, the Registrar shall prepare a list of candidates eligible for promotion under these Rules. The list shall be drawn according to the inter se seniority of the candidates on the post from which the promotion is made.II. Whenever it is required to make selection or promotion to the post of Deputy Registrar, the Registrar shall prepare three separate lists one each of-

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|-----|--|-----|
| (a) | Section Officers | 50% |
| (b) | Principal Private Secretary to C.J., Head Private Secretary, Private Secretary in the same pay scale as Principal Private Secretary and Private Secretaries. | 25% |
| (c) | Bench Secretaries, Grade I. | 25% |

who are eligible for promotion under these Rules.

The following will be substituted in the existing Rule 25 of the High Court Officers and Staff (Conditions of Service and Conduct) Rules, 1976 : "25. Age. - A candidate for direct recruitment must have attained the age of 18 years in case of class IV and Lower Division Assistant posts and 21 years in case of other posts, and has not crossed the age of 35 years on the 1st day of July of the year when the recruitment is undertaken. The maximum age limit as indicated above shall, in the case of candidates of the Scheduled Caste, Scheduled Tribes, dependents of Freedom Fighters and Backward classes, be relaxed by five years : Provided that the Uttaranchal State Government Servants shall be eligible for direct recruitment to the post of Personal Assistant upto the age of 45 years : Provided further that in case of members of the High Court staff, a relaxation by five years may, in suitable cases, be made by five years may, in suitable cases, be made by the Chief Justice. Provided also that no candidate shall, by virtue of relaxation age under this rule, have more than three opportunities to appear at the competitive examination or selection." Note : These amendments will come into force with immediate effect. By order of Hon'ble the Chief Justice (J.C.S. Rawat) Registrar [2] Notification No. 103/UHC (Admn.)-2002, dated 19th August, 2002 In exercise of the powers conferred by clause (2) of Article 229 of the Constitution of India and all other powers enabling in that behalf, the Hon'ble Chief Justice, has been pleased to make the following amendments in Allahabad High Court Officers and Staff (Conditions of Services and Conduct) Rules, 1976, applicable to Uttaranchal under Section 30 of the U.P. Reorganization Act, 2000 : Amendments The word "and" be added after the word "thereto" in sub-clause (vi), paragraph (i) of Rule 9 in Chapter IV. Clause (I-a) be added after paragraph (i) of sub-clause (vi) of Rule 9 in Chapter IV as under : "(i-a) The candidate must possess the DOEACC 'A' level or equivalent post-graduate diploma from UGC approved University/Government Polytechnic." Para 1 of sub-clause (vii) of Rule 9 in Chapter IX the word "and" be added after the word "thereto". After paragraph (i) of sub-clause (vii) of Rule 9 in Chapter IV a new paragraph (1-a) be added as follows

:"(1-a). The candidate must possess DOEACC B' level or MCA/B.E. (CS/IT)/B.Tech (CS/IT) from UGC approved University/AICTE.".This notification shall come into force with immediate effect.[3] Notification No. I64/UHC-2001, dated 6th October, 2002In exercise of the powers conferred by clause (2) of Article 229 of the Constitution of India and all other powers enabling in that behalf, the court has been pleased to make the following amendments in Allahabad High Court Officers and Staff (Conditions of Service and Conduct) Rules, 1976, applicable to Uttaranchal under Section 30 of the U.P. Reorganisation Act, 2000.AmendmentsThe following amendment be substituted in the rules of the High Court Officers and Staff (Conditions of Service and Conduct) Rules, 1976, applicable to Uttaranchal.The following Rule be added in Chapter IV, Rule 8 after sub-clause (c):

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| | | By direct recruitment through competitive |
| (cc) | Console Operator-cum-Data Entry Assistant | ... (i) examinationconducted by the appointing authority or in any manner sodirected by the Chief Justice. |
| | | By direct recruitment through competitive |
| (ccc) | System Analyst-cum-Programmer | ... (i) examinationconducted by the appointing authority or in any manner sodirected by the Chief Justice. |

Rule 9, Clause (b) in Chapter IV is deleted and substituted as under :

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| | | Must possess good knowledge of EnglishShorthand and Typewriting with minimum speed of 40 words perminute in English and 100 words in English |
| (b) | Personal Assistant | ... goodknowledge of Hindi Shorthand and Typewriting with minimum speedof 30 words in Hindi Typewriting per minute and 80 words in HindiShorthand dictation per minute and knowledge of Computeroperation. |

Sub-clauses VI and VII of Rule 9 in Chapter IV be substituted after sub-clause (v):

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| | | Must possess a Bachelor's Degree of a Universityestablished by law in India or a qualification recognised asequivalent thereto. |
| "(vi) | Console Operator-cum-Data Entry Assistant | ... (i) |
| | | Must possess a speed of not less than 8000 keyDepressions per hour for Data Entry work. |
| | | ... (ii) |

Note
1 : Qualifications are relaxable at the discretionof the Chief Justice.

Note
2 : The speed of 8000 key Depressions per hour forData Entry work is to be judged by conducting a speed test on theEDP Machine(s) by the competent authority.

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| (vii) | System Analyst-cum-Programmer | ... | 1. | <p>Must possess a Bachelor's Degree in Engg. or M.Sc. Maths or Statistics of a University established by law in India or a qualification recognised as equivalent thereto.</p> <p>Two years experience in any Institute or any other establishment or corporation or undertaking or any other department in the sphere of computer software.</p> <p>Degree in Computer Technology by a recognised Institute or a University established by law in India or a qualification recognised as equivalent thereto."</p> |
| | | ... | 2. | |

Rule 20 (b) (i) is deleted and substituted as under:

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| (b)(i) | Deputy Registrar | ... (i) | <p>By promotion from amongst Section Officers of General Officer, Bench Secretaries Grade I and Private Secretaries having three years experience as such :</p> <p>Provided-</p> <p>(1) That the appointment shall be so regulated that out of the existing posts of Deputy Registrar 50% of the posts shall be filled from amongst the Section Officers, 25% from amongst Bench Secretaries, Grade I and 25% from amongst the Private Secretaries. In case a fraction of a post, the matter as to whom it should go shall rest in the discretion of the Chief Justice.</p> <p>(2) Notwithstanding anything contained in proviso (1) above, any Deputy Registrar may also be appointed by the Chief Justice as he deems fit and expedient."</p> |
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By order of the Court Registrar