

# **The Punjab Market Committees (Class IV) Service Rules, 1989**

PUNJAB

India

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### **Rule**

### **THE-PUNJAB-MARKET-COMMITTEES-CLASS-IV-SERVICE-RULES-1989 of 1989**

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### **1. Short title and application.**

(1)These rules may be called the Punjab Market Committees (Class IV) Service Rules, 1989.(2)They shall apply to all the posts specified in Appendix 'A'.

### **2. Definitions.**

- In these rules unless the context otherwise requires, -(a)'Act' means the Punjab Agricultural Produce Markets Act, 1961 (Punjab Act No. 23 of 1961);(b)'Appendix' means an appendix to these rules ;(c)'Chairman' means the Chairman of a Committee;(d)'direct appointment' means an appointment made otherwise than by promotion or by transfer of a person already in the service of the Board or Government of India or of a State Government.(e)'Government' means the Government of the State of Punjab in the Agriculture Wing of the Department of Agriculture and Forest ;(f)'recruiting authority' means a recruiting authority of a Committee consisting of the Chairman of the Committee as its President, the District Mandi Officer or his nominee not below the rank of an Assistant District Mandi Officer as expert representative and two other representatives, one each out of the Scheduled Castes and Ex-Servicemen, to be nominated by the Committee from amongst its members :Provided that when there is a vacancy in the office of the Chairman in terms of Section 17 of the Act, the Committee shall elect one of its members to act as President of recruiting authority :Provided further that when the Committee is under supersession, the Officer appointed by the Government as its Administrator shall be the President of the recruiting authority

and two other representatives to be nominated by the Committee had the Committee been under suspension from amongst its members shall be nominated by the Secretary of the Board from amongst the Officers of the Board one each of the Scheduled Castes and Ex-Servicemen ;(g)'Service' means the Market Committee [Group-D] [Substituted '(Class IV)' by Notification No. G.S.R. 72/P.A.23/1961/S.43/Amd./2018, dated 12.9.2018 (w.e.f. 27.1.1989).] Service.

### **3. Number and Character of posts.**

- The Service of a Committee shall consist of the cadres and each cadre shall comprise the posts committee-wise specified in Appendix 'A'. Provided that nothing in these rules shall affect the inherent right of the Board to add to or reduce the number of such posts or to create new posts with different designations and scales of pay either permanently or temporarily.

### **4. Nationality, domicile and character of candidates appointed to Service.**

(1) No candidate shall be appointed to the Service unless he is, -(a) a citizen of India ;(b) a citizen of Nepal ; or(c) a subject of Bhutan ; or(d) a Tibetan refugee who came over to India before the 1st day of 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, Kenya, Uganda and the East African countries of Tanzania (formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire, Ethiopia and Vietnam with the intention of permanently settling in India : Provided that candidates belonging to any of the categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of Punjab in the Department of Home Affairs and Justice.(2) A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the appointing authority on his furnishing proof that he has applied for the certificate but he shall not be appointed to the Service unless a certificate of eligibility is given to him by the Government of Punjab in the Department of Home Affairs and Justice.(3) No person shall be recruited to the Service by direct appointment unless, he produces, -(i) a certificate of character from the principal academic officer of the university, college, school or institute last attended, if any, and similar certificates from two responsible persons not being his relatives, who are well acquainted with him in his private life and are unconnected with his university, college, school or institution; and(ii) an affidavit to the effect that he was never convicted for any criminal offence and that he was never dismissed or removed from service of any State Government, Government of India or any public sector undertaking ; and(iii) his character and antecedents are found to be satisfactory by the District Magistrate concerned.

### **5. Age and physical fitness.**

(1) No person shall be recruited to the Service by direct appointment if he is less than eighteen years of age or is more than thirty-five years of age on the first day of January of the year next preceding the last day of submission of applications fixed by the Committee or unless he is within such range of minimum and maximum age limits as may be specified by the Government from time to time : Provided that the appointing authority may, with the prior approval of the Board, for reasons to be recorded in writing, relax the upper age limit for a category or class of persons : Provided further that

in case of candidates belonging to the Scheduled Castes and other Backward Classes, the upper age limit shall be such as may be fixed by the Government of Punjab from time to time. Note. - For age limits in case of recruitment of Ex-Servicemen the provisions of Rule 6 of the Punjab Recruitment of Ex-Servicemen Rules, 1982, shall apply. (2)(i) No person recruited to the Service by direct appointment shall be allowed to join the Service unless he, within the period to be specified by the appointing authority, has appeared for medical examination before the concerned Civil Surgeon or Chief Medical Officer, as the case may be, and has been declared by the Civil Surgeon or Chief Medical Officer, as the case may be, to be physically fit for duties which he will have to perform as member of the Service : Provided that a person appointed on purely temporary basis for a period not exceeding three months shall not be required to produce a medical certificate before joining the Service. (ii) The report of the Civil Surgeon or Chief Medical Officer in terms of clause (i) shall be final.

## **6. Appointing Authority.**

- All appointments to the Service shall be made by the Committee.

## **7. Disqualifications.**

(a) No person 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 appointed to the Service : Provided that if the Secretary of the Board is satisfied that such marriage is permissible under the personal law applicable to such person and other party to the marriage and that there are other grounds for so doing, may exempt any person from the operation of this rule.

## **8. Method of recruitment and qualifications.**

(1) Subject to the provisions of sub-rule (4), appointments to the Service shall be made in the manner specified in Appendix 'B' ; Provided that no person shall be appointed on daily wages or on ad hoc basis. (2) No person shall be appointed to a post in the Service unless he possesses the qualifications and experience as specified against that post in Appendix 'B'. (3) The following percentage of posts in the Service shall be reserved for making recruitment by direct appointment :- (i) for members of the Scheduled Castes, 25 per cent (ii) for members of the Backward Classes, 5 per cent Provided that reservation in the case of sportsmen, handicapped persons, freedom fighters or for any other category of persons shall also be up to such percentage as may, from time to time be specified by the Government of Punjab for the corresponding service under it.

## **9. Probation of persons appointed to Service.**

(1) Persons appointed to the Service shall remain on probation for a period of two years : 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 officiating appointment to the Service 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; and(c)any period of leave not exceeding six months during or at the end of probation shall be counted towards the period of probation.(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, if such person is recruited by direct appointment, dispense with his services or revert him to post on which he held lien prior to his appointment to the Service by direct appointment.(3)On the completion of the period of a probation of a person the appointing authority may:-(a)if his work and 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 not been in its opinion satisfactory dispense with his services.

## **10. Seniority of members of Service.**

- The seniority inter se of the members of the Service in each cadre of the Service shall be determined Committee-wise by the length of continuous service on a post in that cadre of the Service :Provided that in the case of members appointed by direct appointment who join within the period specified in the order of appointment or within such period as may be extended from time to time by the appointing authority subject to a maximum of four months from the date of order of appointment, the seniority based on the order of merit determined by the recruiting authority, shall not be disturbed :Provided further that in case a candidate is permitted to join the Service after the expiry of the said period of four months in consultation with the recruiting authority, his seniority shall be determined from the date he joins the Service :Provided further that in case a candidate of the next selection has joined the Service before the candidate referred to in the preceding proviso joins, the candidate so referred shall be placed below all the candidates of the next selection who join within the time specified in the first proviso.Note. - Seniority of the members of the Service who have been appointed on purely ad hoc basis or on daily wages before the commencement of these rules shall be determined as and when they are regularly appointed keeping in view the date of such regular appointment.

## **11. Liability to serve.**

- A member of the Service shall be liable to serve at any place whether within or out of the State of Punjab on being ordered to do so by the appointing authority.

## **12. Leave, Pay and other matters, etc.**

(1)In respect of pay, leave and other matters not expressly provided for in these rules, the members of the Service shall be governed by the Punjab Civil Service Rules, as applicable to the employees of the State of Punjab from time to time.(2)In respect of provident fund and gratuity, the members of the Service shall be governed by the Punjab State Agricultural Marketing Board and Market Committees Employees Provident Fund and Gratuity Rules, 1965 and the Punjab State Agricultural Marketing Board and Market Committees Employees Pension, Provident Fund and Gratuity Rules,

1987.

### **13. Pay of Members of Service.**

- The members of the Service shall be entitled to such scales of pay as may be authorised by the Board with the prior approval of the Government from time to time. The scales of pay at present in force in respect of the members of the Service are given in Appendix 'A'.

### **14. Discipline, Penalties and Appeals.**

(1) In the matters of discipline, punishment and appeals, the members of the Service shall be governed by the provisions of the Punjab State Agricultural Marketing Service (Punishment and Appeal) Rules, 1988. (2) The authority empowered to impose penalties as specified in Rule 5 of the Punjab State Agricultural Marketing Service (Punishment and Appeal) Rules, 1988 and the appellate authority thereunder in respect of the members of the Service shall be as specified in Appendix 'A'.

### **15. Periodical Medical check-up.**

(a) Every member of the Service shall be liable to undergo periodical medical examination and preventive or curative treatment as he may be required to undergo. (b) Every member of the Service shall be liable at any stage of his service when directed by the appointing authority to undergo medical examination by the Civil Surgeon or Chief Medical Officer, as the case may be, and his continuation in service shall be subject to the fitness certificate given by the Civil Surgeon or the Chief Medical Officer, as the case may be, to the satisfaction of the appointing authority. (c) In case any member of the Service is not found fit to perform his duties, he shall be liable to be retired from Service and shall be entitled to the same benefits as are admissible to employees of the Government of Punjab holding corresponding post under the Punjab Civil Service Rules Volume II on being retired on account of invalidity.

### **16. Vaccination and re-vaccination.**

- Every member of the Service shall get himself vaccinated or re-vaccinated when the appointing authority so directs by a general or special order.

### **17. Oath of allegiance.**

- Every member of the Service, unless he has already done so, shall be required to take an oath of allegiance to India and to the Constitution of India as by law established.

## 18. Power to relax.

- Whether the appointing authority is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing and with the prior approval of the Government relax any of the provisions of these rules with respect to any class or category of persons :Provided that the provisions relating to qualifications, and experience shall not be relaxed.

## 19. Interpretation.

- If any question arises as to the interpretation of these rules, the Government shall decide the same.

## 20. Saving.

- Notwithstanding anything contained in these rules, appointments made to any post under a Committee prior to the commencement of these rules shall be deemed to have validly been made under these rules and shall not be questioned on any ground, whatsoever. Appendix A'[See rules 1(2), 3 and 13]

Sr. No.	Designation of the post	Scale of pay
1.	Peon	300-5-325/
2.	Chowkidar	300-5-325/
Sr. No.	Name of the Market Committee	Number of
Peon	Chowkidar	
1	2	3
1. District Amritsar		
1.	Amritsar	9
2.	Ajnala	2
3.	Bikhiwind	4
4.	Chogawan	2
5.	Chabhal	2
6.	Gehri	3
7.	Khem Karan	8
8.	Khadoor Sahib	2
9.	Mehta	2
10.	Patti	2
11.	Rayya	4

12.	Tarn Taran	3
13.	Majitha	2
14.	Attari	2
15.	Naushera Panuan	2
2. District Bhatinda		
16.	Bhatinda	2
17.	mansa	4
18.	Rampura Phul	6
19.	Budhladha	4
20.	Raman	3
21.	Maur	3
22.	bareta	2
23.	Bhucho	4
24.	Goniana	3
25.	Sardulgarh	3
26.	Sangat	2
27.	Bhagta Bhai Ka	1
28.	Bhikhi	3
29.	Talwandi Saboo	1
3. District Faridkot		
30.	Nihalsinghwala	3
31.	Muktsar	4
32.	Moga	9
33.	malout	6
34.	Kotkapura	4
35.	Jaito	3
36.	Gidderbaha	4
37.	Faridkot	4
38.	Bariwala	2
39.	Badnikalan	5
40.	Baghapurana	5
41.	Ajitwal	2
4. District Ferozepur		
42.	Ferozepur City	6
43.	Abohar	6
44.	Dharamkot	4

45.	Fazilka	7
46.	Mallanwala	2
47.	Makhu	2
48.	Jalalabad	4
49.	Guruharsahai	3
50.	Kot Ise Khan	2
51.	Mamdot	2
52.	Zira	2
53.		4
54.		4
5. District Gurdaspur		
55.	Sirihargobindpur	5
56.	Quadian	1
57.	Pathankot	3
58.	Narot Jaimal Singh	2
59.	Gurdaspur	4
60.	Fatehgarh Churian	2
61.	Dinanagar	2
62.	Dhariwal	3
63.	Dera Baba Nanak	2
64.	Batala	6
65.	Kahnuwan	3
66.	Kalanaur	2
6. District Hoshiarpur		
67.	Balachaur	2
68.	Dasuya	2
69.	Garhshankar	4
70.	Hoshiarpur	3
71.	Tanda urmar	2
72.	Mukerian	3
7. District Kapurthala		
73.	Bholath	2
74.	Dhilwan	2
75.	Kapurthala	4
76.	Phagwara	4



77.	Sultanpur Lodhi	3
8. District Jalandhar		
78.	Adampur Doaba	2
79.	Banga	3
80.	Goraya	2
81.	Jalandhar City	8
82.	Jalandhar Cantt.	2
83.	Lohian Khas	2
84.	Nakodar	4
85.	Nawanshahar	7
86.	nurmahal	1
87.	Phillaur	2
88.	Shahkoot	2
89.	Bhogpur	2
90.	Bilga	2
9. District Ludhiana		
91.	Samrala	2
92.	Ludhiana	3
93.	Khamanon	2
94.	Khanna	6
95.	Jagraon	4
96.	Mullanpur	4
97.	Raikot	4
98.	Machhiwara	1
99.	Sahnewal	2
100.	Maloud	2
101.	Doraha	3
102.	Sidhwan Bet	2
103.	Quila Raipur	2
104.	Hathur	3
10. District Patiala		
105.	Patiala	9
106.	Nabha	6
107.	Samana	5
108.	Patran	4
109.	Sirhind	5
110.	Amloh	3

111.	Rajpura	2
112.	Bassi Pathana	2
113.	Banur	3
114.	Dera bassi	2
115.	Ghanaur	5
116.	Lalru	2
117.	Bhadson	3
118.	Dudhan Sadhan	3
119.	Dakal	3
11. District Ropar		
120.	Anandpur Sahib	3
121.	Chamkaur Sahib	2
122.	Kharar	4
123.	Kurali	4
124.	Morinda	2
125.	Ropar	5
12. District Sangrur		
126.	Barnala	3
127.	Ahemadgarh	4
128.	Sangrur	3
129.	Malerkotla	5
130.	Tapa	1
131.	Lehragaga	2
132.	Khanauri	3
133.	Sunam	5
134.	Mahal Kalan	2
135.	Sulargarat	2
136.	Dhanuala	1
137.	Amargarh	2
138.	Bhawanigarh	4
139.	Dhuri	5
140.	Sherpur	2
141.	Bhadaur	3
142.	Cheema	2

Appendix 'B'[See rule 8]

Sr. No.	Designation of the post	Method of appointment	Qualification for appointment
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1	2	3	4
1.	Peon	.. By direct appointment	By direct appointment Should be passed by the Middle Standard Examination with Punjab as elect subject Should possess knowledge reading writing Punjab
2.	Chowkidar	By direct appointment	By direct appointment Should possess knowledge reading writing Punjab
Appendix 'C'			
Sr. No.	Designation of post	Nature of penalty	Qualification for appointment
1	2	3	4
1.	Peon	Minor Penalties	By Authority empowered to impose penalty appointment
(i) Censure ; (ii) withholding of the promotions ;			
2.	Chowkidar	(iii) recovery from his pay of the whole or part of any pecuniary loss caused by him to the Committee	

by negligence or  
breach or  
orders ;  
(iv) withholding  
of increments  
Major Penalties  
(v) reduction to  
a lower stage in  
the time scale of  
pay for a  
specified  
period, with  
further  
directions as  
to whether or  
not the  
employee will  
earn increments  
of pay  
during the  
period of such  
reduction and  
whether on the  
expiry of  
such period, the  
reduction will  
or will not have  
the effect  
of postponing  
the future  
increments of  
his pay ;  
(vi) reduction to  
a lower time  
scale of  
pay, grade, post  
or Service  
which shall  
ordinarily be a  
bar to  
the promotion  
of the employee  
to the time scale

of pay, grade,  
post or Service  
from which he  
was reduced,  
with or without  
further directions  
regarding  
conditions of  
restoration to  
the grade  
or post of  
Service from  
which the  
employee was  
reduced and  
his seniority and  
pay on such  
restoration to  
that grade, post  
or Service ;  
(viii) removal  
from service  
which  
shall ordinarily  
be a  
disqualification  
for future  
employment