

**RECRUITMENT AND PROMOTION RULES
OF JOINT DIRECTOR(PROSECUTION) IN THE DEPARTMENT OF
PROSECUTION IN HIMACHAL PRADESH**

Sr No	PARTICULARS	DETAILS
1.	Name of the post	Joint Director (Prosecution)
2.	Number of posts	3(Three)
3.	Classification	Class I Gazetted
4.	Scale of pay	Rs. 13500-400-15900-450-16800
5.	Whether selection post or non-selection post	Selection
6.	Age for direct recruitment	<p>45 years and below.</p> <p>Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Govt. including those who have been appointed on ad hoc or on contract basis;</p> <p>Provided further that if a candidate appointed on ad hoc or on contract basis had become over age on the date when he was appointed as such he shall not be eligible for any relaxation in the prescribed age limit by virtue of his such ad hoc or contract appointment;</p> <p>Provided further that the upper age limit is relaxable for Scheduled Castes/Scheduled Tribes/other categories of persons to the extent permissible under the general or special order(s) of the Himachal Pradesh Govt;</p> <p>Provided further that the employees of all the public sector Corporations and Autonomous Bodies who happened to be Government Servants before absorption in Public Sector Corporations/Autonomous Bodies at the time of initial constitutions of such Corporations/Autonomous Bodies shall be allowed age concession in direct recruitment as admissible to Government Servants. This concession will not, however, be admissible to such staff of the Public Sector Corporations/Autonomous Bodies who were/are subsequently appointed by such Corporations/Autonomous Bodies and who are/were finally absorbed in the service of such Corporations/Autonomous Bodies after initial constitution of the Public Sector Corporations/Autonomous Bodies.</p> <p>(1) Age limit for direct recruitment will be reckoned on the first day of the year in which the post(s) is/are advertised for inviting applications or notified to the employment Exchanges or as the case may be.</p> <p>(2) Age and experience in the case of direct recruitment, relaxable at the discretion of the HP Public Service Commission in cases the candidate is other wise well qualified.</p>
7.	Minimum educational and other qualifications required for direct recruits.	<p>A. ESSENTIAL QUALIFICATION:</p> <p>i) Bachelor's Degree in law or its equivalent from a recognised University/Institution duly recognised by the Central/State Government.</p> <p>ii) Must possess atleast seven years experience as a practising Advocate in High Court/District Court.</p>

		<p>B. DESIRABLE QUALIFICATION: Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.</p>
8.	Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotees.	<p>1) Age: Not applicable. 2) Educational Qualifications: Yes, as prescribed in Column No. 11 below.</p>
9.	Period of probation, if any	Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing.
10.	Method of recruitment whether by direct recruitment or by promotion, deputation, transfer and the percentage of vacancies to be filled in by various methods	100% by promotion failing which by Direct Recruitment.
11.	In case of recruitment by promotion, deputation, transfer, grades from which promotion/deputation/transfer is to be made.	<p>By promotion from the Distt. Attorneys subject to fulfilling the Educational qualifications prescribed in Column No. 7 above with six years regular combined with continuous ad hoc service, if any, in the grade.</p> <p>(1) In all cases of promotion, the continuous ad hoc service rendered in the feeder post, if any, prior to regular appointment to the post shall be taken into account towards the length of service as prescribed in these rules for promotion subject to the condition that the ad hoc appointment/promotion in the feeder category had been made after following proper acceptable process of selection in accordance with the provisions of R&P Rules, provided that in all cases where a junior person becomes eligible for consideration by virtue of his total length of service (including the service rendered on ad hoc basis) in the feeder post in view of the provisions referred to above all persons senior to him in the respective category post/cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of consideration.</p> <p>Provided that all incumbents to be considered for promotion shall possess the minimum qualified service of at least three years or that prescribed in R&P Rules for the post whichever is less.</p> <p>Provided further that where a person becomes ineligible to be considered for promotion on account of the requirements of the preceding proviso, the person(s) junior to him shall also be deemed to be ineligible for consideration for such promotion.</p> <p>Explanation: The last proviso shall not render the junior incumbents ineligible for consideration for promotion if the senior ineligible person(s)</p>

		<p>happened to be ex-serviceman recruited under provisions of Rule 3 of Demobilised Armed Force Personnel (Reservation of Vacancy in HP State Non Technical Services) Rules, 1972 and having been given the benefit of seniority thereunder or recruited under the provisions of Rule-3 of Ex servicemen (Reservation of vacancies in the Himachal Pradesh Technical Service)Rules, 1985 and having been given the benefit of seniority thereunder.</p> <p>(2) Similarly in all cases of confirmation, ad hoc service rendered in the feeder post if any, prior to the regular appointment against such post shall be taken into account towards the length of service if the ad hoc appointment /promotion had been made after proper selection and in accordance with the provision of R & P Rules.</p> <p>Provided that inter-se-seniority as a result of confirmation after taking into account ad hoc service rendered as referred above shall remain unchanged.</p>
12.	If a departmental promotion committee exists, what is its composition	As may be constituted by the Government from time to time.
13.	Circumstances under which the Himachal Pradesh Public Service Commission is to be consulted in making recruitment	As required under the law.
14.	Essential requirement for a direct recruitment	A candidate for appointment to any service or post must be a citizen of India.
15.	Selection for appointment to post by direct recruitment	Selection for appointment to the post in the case of direct recruitment shall be made on the basis of viva-voce test if the Himachal Pradesh Public Service Commission or other recruiting Authority as the case may be, so consider necessary or expedient by a written test or practical test, the standard/syllabus, etc. of which , will be determined by the Commission/other recruiting Authority as the case may be.
16.	Reservation.	The appointment to the Service shall be subject to orders regarding reservation in the service for Scheduled Castes/Scheduled Tribes/Backward Classes & other categories of persons issued by the Himachal Pradesh Government. from time to time.
17.	Departmental Examination	Every member of service shall pass a Departmental Examination as prescribed in Departmental Examination Rules, 1997.
18.	Power to relax	Where the state Government 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 in consultation with the Himachal Pradesh Public Service Commission relax any of the provisions of these Rules with respect to any class or category of persons or posts.