

**GOVERNMENT OF RAJASTHAN
DEPARTMENT OF PERSONNEL
(A-Gr.-II)**

NOTIFICATION

No.F3(2)DOP/A-II/2017

Date:- 16.10.2019

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Rajasthan in consultation with the High Court of Judicature for Rajasthan, hereby makes the following rules further to amend the Rajasthan Subordinate Courts (Driver and Class-IV Employees) Service Rules, 2017, namely:-

1. **Short title and commencement:-** (1) These Rules may be called Rajasthan Subordinate Courts (Driver and Class-IV Employees) Service (Amendment) Rules, 2019.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. **Amendment in Rule 7:-** The existing explanation below the sub-rule (2) of rule 7 of the said rules shall be deleted.

3. **Amendment in Rule 8:-** The second paragraph of existing rule 8 "Reservation for other categories shall be admissible as applicable in the State from time to time" shall be deleted.

4. **Amendment in Rule 10:-** The existing rule 10 shall be substituted by the following:-

"10. Reservation of vacancies for Persons with benchmark disabilities.- Reservation of vacancies for persons with benchmark disabilities in the recruitment to the service shall be in accordance with the Rules of the Government issued from time to time in this behalf."

5. **Insertion of new Rules:-** After the existing rule 10, new Rules 10-A, 10-B, 10-C & 10-D shall be inserted, namely:-

"10-A. Reservation of vacancies for Outstanding Sports Persons.— Reservation of vacancies for outstanding Sports persons shall be 2% of the total vacancies for direct recruitment. The reservation for Sports Persons shall be

36/2019

treated as horizontal reservation and it shall be adjusted in the respective category to which the sports persons belong.

In the event of non-availability of the eligible and suitable sports persons in a particular year, the vacancies so reserved for them may be filled by candidates of the general category and such vacancies shall not be carried forward to the subsequent year.

Explanation:— “Outstanding sports persons” shall mean and include the sports persons belonging to the State, who:-

- (i) represented Indian Team in Individual or in Team event in any International Tournament of any Sports and Games, recognized by the Indian Olympic Association or concerned recognized National Sports Federation; OR
- (ii) represented Indian Team in Individual or in Team event in any International Tournament of any Sports and Games, recognized by the Indian School Sport Federation or concerned recognized National School Games Federation; OR
- (iii) Medal Winner in the Individual or in Team event in any National Tournament of any Sports and Games, recognized by the Indian Olympic Association or concerned recognized National Sports Federation; OR
- (iv) Medal Winner in the All India Inter University Tournament in Individual event or in Team event in the any Sports and Games, recognized by Indian Universities Association.”

“10-B. Reservation of vacancies for Ex-serviceman.-

Reservation of vacancies for Ex-serviceman shall be admissible as applicable in the State from time to time.”

“10-C. Reservation of vacancies for the More Backward Classes.- Reservation of vacancies for More Backwards

Classes shall be 5% in terms of the Rajasthan Backwards Classes (Reservation of Seats in Educational Institutions in the State and of Appointments and Posts in Services under State) Act, 2017 as amended from time to time. In the event of non availability of eligible and suitable candidates amongst More Backward Classes in a particular year of recruitment the vacancies so reserved for them shall be filled in accordance with the normal procedure."

"10-D. Reservation of vacancies for the Economically Weaker

Sections.- Reservation of vacancies for Economically Weaker Sections shall be 10% in direct recruitment in addition to the existing reservation. In the event of non-availability of eligible and suitable candidate amongst Economically Weaker Sections in a particular year, the vacancies so reserved for them shall be filled in accordance with the normal procedure.

Explanation: For the purpose of this rule 'Economically Weaker Sections' shall be the persons who are bonafide resident of Rajasthan and not covered under the existing scheme of reservations for the Scheduled Castes, the Scheduled Tribes, the Backward Classes, the More Backward Classes and whose family has gross annual income below rupees 8.00 lakh. Family for this purpose will include the person who seeks benefit of reservation, his/her parents and siblings below the age of 18 years as also his/her spouse and children below the age of 18 years. The income shall include income from all sources i.e. salary, agriculture, business, profession etc. and it will be income for the financial year prior to the year of application. Also persons whose family owns or possesses any of the following assets shall be excluded from being identified as, 'Economically Weaker Sections', irrespective of the family income:-

- (i) 5 acres of Agriculture Land and above;
- (ii) Residential flat of 1000 sq. ^{ft.} and above;
- (iii) Residential plot of 100 sq. yards and above in notified municipalities; or
- (iv) Residential plot of 200 sq. yards and above in areas other than the notified municipalities."

6. **Amendment in Rule 13:-** (i) In existing proviso (i) (a) to rule 13, the expression "Special Backward Classes", shall be substituted by the expression "More Backward Classes."

(ii) The existing proviso (vii) and (viii) to rule 13 shall be deleted.

(iii) The existing proviso (xi) to rule 13 shall be substituted by the following:-

"(xi) The age relaxation for persons with disabilities will be admissible as applicable in the State Government from time to time."

(iv) After the existing proviso (xi) to rule 13 the following new proviso (xii) shall be inserted, namely:-

"(xii) The upper age limit for the reservists, namely defence services personnel transferred to the reserve shall be 50 years."

7. **Amendment in Rule 15:-** In rule 15 of the said rules.-

(i) the existing Note (b) and (c) shall be deleted.

(ii) the numbering (a) in Note below the rule 15 shall be deleted.

(iii) the existing word "mere" occurring in first line of Note (a) shall be deleted.

8. **Amendment in Rule 17:-** The existing rule 17 shall be substituted by the following:-

“17. Employment by irregular or improper means:- A candidate who is or has been declared by the Recruiting Authority or the Appointing Authority, as the case may be, guilty of impersonation or of submitting fabricated or tampered with documents or of making statements which are incorrect or false or of suppressing material information or using or attempting to use unfair means in the examination or interview or otherwise resorting to any other irregular or improper means for obtaining admission to the examination or appearance at any interview shall, in addition to rendering himself liable to criminal prosecution, be debarred either permanently or for a specified period,-

- (a) by the Recruiting Authority or the Appointing Authority, as the case may be, from admission to any examination or appearing at any interview held by the Recruiting Authority for selection of candidates, or
- (b) by the Government from employment under the Government.”

9. **Amendment in Rule 18:-** The existing third proviso to sub-rule (4) of rule 18 shall be substituted by the following:-

“Provided also that while counting the total number of children of a candidate the child born from earlier delivery and having disability shall not be counted.”

10. **Amendment in Rule 25:-** The existing rule 25 shall be substituted by the following:-


“25. Selection to the Post of Driver.-

- (i) Recruitment to the post of Driver shall be made by direct recruitment after holding a job test and personal interview from amongst the eligible candidates.

Provided, that the Recruiting Authority, may, if deemed appropriate, for the purpose of short listing of the candidates, hold a Screening Test.

- (ii) Merit list for selection to the post of Driver shall be prepared by the Recruiting Authority on the basis of marks obtained by the candidate in the Job Test and interview.
- (iii) Scheme and syllabus of the Test conducted under this Rule, shall be such as may be prescribed by the Recruiting Authority, from time to time."

By order and in the name of the Governor


(Jai Singh)

Deputy Secretary to the Government

36/2019