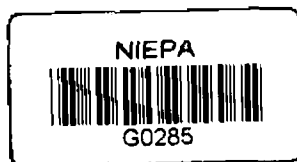




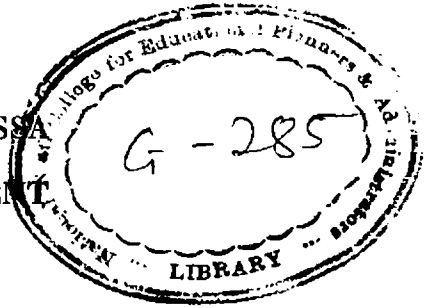
GOVERNMENT OF ORISSA

**THE ORISSA EDUCATION SERVICE, CLASS-II
(RECRUITMENT TO THE SCHOOL BRANCH)
RULES, 1971**



EDUCATION DEPARTMENT

GOVERNMENT OF ORISSA
EDUCATION DEPARTMENT
NOTIFICATION



The 16th August, 1971

No. 22156—XIII/E.S.R.—2/71-E.—In pursuance of the Proviso to Article 309 of the Constitution of India, the Governor of Orissa is pleased to make the following rules for the regulation of recruitment to the Orissa Education Service (School Branch), Class II, namely :—

1. *Short title and commencement*—(1) These rules may be called the Orissa Education Service, Class II (Recruitment to the School Branch) Rules, 1971.

(2) They shall come into force at once.

2. *Repeal*—All rules, orders and instruction pertaining to the appointment of District Inspectors, Gazetted Headmasters and Headmistresses of High Schools and Secondary Training Schools and Assistant Directors of Public Instruction under the control of the Director of Public Instruction (Schools) are hereby repealed :

Provided that any order made or action taken under the rules, orders and instructions so repealed shall save as otherwise specified in these rules, continue to have force and effect.

3. *Definitions*—In these rules, unless the context otherwise requires—

- (a) "Commission" means the Orissa Public Service Commission;
- (b) "Government" means the Government of Orissa;
- (c) "Schedule" means the Schedule appended to these rules ;
- (d) "Scheduled Castes" and "Scheduled Tribes" mean such Castes and such Tribes as may be so specified by the President under Articles 341 and 342 of the Constitution of India respectively ;

- (e) "Service" means the Orissa Education Service (School Branch), Class II which includes the posts of District Inspector of Schools, District Inspectress of Schools, Gazetted Headmasters and Headmistresses of High Schools and Secondary Training Schools and Assistant Director of Public Instruction (Schools) and such other posts as Government may, by general or special order, specify from time to time to belong to the Service ; and
- (f) "Year" means a calendar year.

4. *Method of Recruitment*—Recruitment to the Service shall be made by the following methods, namely :—

- (a) direct recruitment by competitive examination, and
- (b) promotion from amongst the members of the Orissa Senior Subordinate Education Service (School Branch).

5. *Recruitment by competitive examination*—(1) Every competitive examination for direct recruitment under clause (a) of rule 4 shall be held at such intervals as the Commission may in consultation with the Government from time to time and having regard to the likely number of vacancies in any year determine.

(2) The said examination shall be conducted in the manner indicated in the Schedule.

(3) The dates on which and the places at which the examination shall be held shall be fixed by the Commission.

6. *Conditions of eligibility*—(1) In order to be eligible to compete at the examination, a candidate must satisfy the following conditions, namely : —

- (a) He must be a citizen of India or a displaced person from East Pakistan who has migrated to India on or after the 1st January, 1964 or a repatriate from Burma/Ceylon who has migrated to India on or after the 1st June, 1963/1st November, 1964, or a subject of Nepal, Bhutan or Sikkim.

Note—The eligibility of persons other than citizens of India shall cease on such date as Government may by order appoint in that behalf.

- (b) He is able to speak, read and write Oriya and had Oriya as a subject in the High School Certificate or any equivalent examination.
- (c) He is under thirty years and over twenty-one years of age on the 1st day of August of the year in which applications are invited.

Provided that the maximum age-limit may be relaxed in respect of candidates belonging to the Scheduled Castes and the Scheduled Tribes and to such other categories to such extent as Government may by general or special order specify from time to time.

- (d) He must have a Bachelors Degree in Arts, Science or Commerce with a Masters Degree in Education or a Masters Degree in Arts, Science or Commerce with a Bachelors Degree in Education.
- (e) He must be of good character and shall submit to the Commission along with his application certificates of good character from—
 - (i) the Principal or a Professor of the institution in which he last studied ; and
 - (ii) two respectable persons (not being relations) who are well acquainted with him in private life and are unconnected with his college or university career.

Note—The candidates shall furnish with their applications copies of certificates of their academic qualifications beginning with and including the High School Certificate or equivalent examination and of good character, and mark-lists of their Masters Degree Examination. The copies must be attested by a Gazetted Officer. The candidates shall have to produce the originals of these certificates at the time of the *viva voce* test failing which they shall be disqualified. The candidates shall also furnish with their applications such other papers or documents as the Commission may require.

- (f) A candidate must be of sound health, good physique and active habits and free from organic defects, physical as well as mental infirmity and shall be required to appear before the State Medical Board before appointment.

(3) The final list for selection of officers to be appointed as Readers shall be made by the Government after considering the recommendations made by the Commission.

(4) The list prepared by the Government in pursuance of sub-rule (3) shall remain in force ordinarily for one year from the date of its preparation by Government:

Provided that the Government may at any time in consultation with the Commission for a grave lapse in the conduct or deterioration in the standard of performance of the duties of any person included in the list remove the name of such person from the list.

6. Procedure for filling up the posts of Professors and Principals of post-graduate colleges—(1) On a vacancy arising in any post of Professor, or Principal of a post-graduate college the names of all persons eligible for consideration for appointment as such in accordance with sub-rule (2) of rule 4 or sub-rule (4) thereof as the case may be shall be arranged in the order of their seniority *inter se* as Readers or Professors and forwarded to the Commission along with their service records for the Commission's recommendation of a name or names for filling up the vacancy or vacancies.

(2) The provisions of sub-rules (2) to (4) of rule 5 shall *mutatis mutandis*, apply to the selection and appointment of Professors and Principals of post-graduate colleges.

7. Procedure for filling up the posts of Principals of Colleges other than post-graduate colleges—(1) The Government shall prepare, as often as may be necessary, a panel of names of persons eligible for appointment as Principals of colleges other than post-graduate colleges in accordance with sub-rule (3) of rule 4 after considering the list prepared in pursuance of sub-rules (2) and (3).

(2) There shall be a Selection Committee consisting of the Secretary, Education Department who shall be the Chairman, the Principal of a post-graduate college or a Professor to be nominated by the Government who shall be the Member and the Director of Public Instruction (Higher Education) who shall be the Member-Secretary for drawing up a list of names of persons eligible for appointment as Principals of colleges other than post-graduate colleges.

(3) The Committee shall, after scrutinising the records of all eligible candidates and assessing their merit and suitability, prepare a panel of names which shall be in force till yet another list in pursuance of this rule is prepared.

Explanation I—It shall be competent for the Selection Committee to exclude from the list names of such persons as in its opinion are not suitable for appointment as Principals or assign to any person a place higher than that of any other person who is senior to him.

Explanation II—It shall be competent for the Government to order at their discretion the reversion of a Reader appointed as a Principal to the post of a Reader.

(4) The panel of names shall, in so far as it includes the names of lecturers, be referred to the Commission together with their service records and a gradation list of lecturers who have been considered for the post and shall be finalised only after the receipt of the Commission's recommendation.

8. *Procedure for filling up the post of Director of Public Instruction*—(1) As soon as may be after the likelihood of a vacancy in the post of Director of Public Instruction (Higher Education) arising, the Government shall prepare a list of names of persons eligible for being considered for appointment as such in accordance with sub-rule (5) of rule 4 in the order of their seniority *inter se* in the Orissa Education Service, Class I (College Branch) and forward it to the Commission along with their service records.

(2) The Commission shall consider the list along with the documents received from the Government and, if in its opinion it is necessary to do so, after interviewing any or all of the candidates send their recommendations to Government.

(3) The final selection of the officer to be appointed as the Director of Public Instruction (Higher Education) shall be made by the Government after considering the recommendations made by the Commission.

9. *Seniority*—The seniority of officers appointed to the Service in any post shall be regulated in the following manner, namely:—

(a) the officers appointed as Readers or Professors in respect of vacancies arising in any year shall ordinarily be ranked *inter se* in accordance with their respective ranks in the Orissa Education Service, Class II (College Branch);

(b) where, in respect of the vacancies in any subject arising in any year the Commission has assigned to a person a place higher than that of any of his seniors, he shall be ranked above such officer or officers but in so far as officers appointed to these posts in other subjects are concerned, his rank shall first be determined with reference to his seniority *vis-a-vis* theirs in the immediately lower grade and thereafter the ranks of others

(2) The Government shall, as far as may be, fill up thirty three and one-third per cent of the vacancies arising after these rules come into force by direct recruitment and shall be competent to determine the number of vacancies to be filled up in a year by either method of recruitment.

11. *Reservation for candidates belonging to the Scheduled Castes and Scheduled Tribes and for women candidates*—(1) Such percentage of vacancies in any year as may be determined by Government from time to time by any general or special order shall be reserved for candidates belonging to the Scheduled Castes and Scheduled Tribes subject to the condition that such candidates satisfy the minimum standard of suitability fixed by the Commission for appointment to the Service.

(2) In filling up the vacancies so reserved, candidates who are members of the Scheduled Castes or Scheduled Tribes shall be considered for appointment in the order in which their names appear in the list referred to in rule 9 irrespective of their relative ranks as compared with other candidates.

(3) If a sufficient number of candidates who are members of the Scheduled Castes or the Scheduled Tribes is not available for filling up all the vacancies so reserved, the remaining vacancies shall be filled up by other candidates in the said list and an equivalent number of additional vacancies shall be reserved for candidates belonging to the Scheduled Castes and the Scheduled Tribes to be filled up on the results of the next examination:

Provided that if a sufficient number of suitable candidates belonging to the Scheduled Castes and the Scheduled Tribes not available as a result of the said next examination to fill all the reserved vacancies including the additional vacancies, the additional vacancies or such of them as are not filled shall lapse.

(4) Notwithstanding anything in these rules, the Government shall be competent to order that such of the vacancies as may be specified by them shall be filled up by women candidates alone and in such an event women candidates shall be appointed to such vacancies in the order in which their names appear in the list referred to in rule 9 irrespective of their relative ranks as compared with other candidates.

12. *Penalty*—A candidate who is or has been declared by the Commission guilty of impersonation or of submitting fabricated documents or documents which have been tampered with or of making statements which are incorrect or false or of suppressing

material information or of using or attempting to use unfair means in the examination or otherwise resorting to any other irregular or improper means for obtaining admission to the examination or for attempting to obtain support in his favour by any means may, in addition to rendering himself liable to criminal prosecution, be debarred either permanently or for a specified period—

- (a) by the Commission from admission to any examination or appearance at any interview held by the Commission for selection of candidates; and
- (b) by the Government from employment under the Government.

13. *Inclusion in the list confers no right to appointment*—The inclusion of a candidate's name in the list referred to in rule 9 shall confer no right to appointment unless the State Government are satisfied, after such enquiry as may be considered necessary, that the candidate is suitable in all respects for appointment to the Service.

14. *Appointment by promotion*—(1) There shall be constituted a Selection Committee for selection of persons for promotion.

(2) The Selection Committee shall comprise—

- (a) the Secretary, Education Department,
- (b) the two Directors of Public Instruction, and
- (c) the Principal, the State Institute of Education.

(3) The Secretary, Education Department shall be the Chairman and Director of Public Instruction (Schools) shall be the Member-Secretary.

(4) The Committee shall ordinarily meet before the 15th of August each year to prepare the list of officers suitable for promotion to the Service under these rules.

15. *Condition of eligibility for promotion*—No person shall be considered for promotion to the Service unless he—

- (a) has rendered at least eight years of service in the Orissa Senior Subordinate Education Service;

(b) is a graduate with a bachelors Degree in Education from a recognised university; and

(c) has passed such of the departmental examinations as may be prescribed by Government from time to time.

16. Preparation of list of Officers considered suitable for promotion—(1) The Selection Committee shall consider the cases of all persons in the Orissa Senior Subordinate Education Service (School Branch) who fulfill the conditions set forth in rule 15 and shall draw up a list of eligible candidates which should ordinarily be double the number of vacancies set apart for being filled up by promotion and the names of these candidates shall be arranged in the list in order of their seniority *inter se* in their parent Service.

(2) Notwithstanding anything in sub-rule (1), the Selection Committee shall in respect of such vacancies as are to be filled up by women in pursuance of any order of Government or in consideration of the fact that the vacancies relate to women's institutions draw up a list of women candidates in order of their seniority *inter se* in their parent Service.

(3) The Selection Committee shall be competent to interview any candidate whose case is under their consideration.

(4) Notwithstanding anything in sub-rules (1) and (2), the Selection Committee shall be competent to assign a higher place in their list to a junior officer who, in their opinion, is of exceptional merit and suitability.

17. Consultation with the Commission—(1) The list prepared in pursuance of rule 16 shall then be referred to the Commission by the Government along with service records of the officers in the list as well as officers who, notwithstanding their seniority in the Orissa Senior Subordinate Education Service (School Branch), have been excluded therefrom along with a copy of the up-to-date gradation list.

(2) The Commission shall consider the cases of persons included in the list prepared in pursuance of rule 16 as well as of persons excluded from the said list but whose service records are referred to under sub-section (1) along with the documents and records received from the Government and recommend to the Government a list of candidate equal in number the number of vacancies arranged according to their *inter se* seniority in their parent Service :

Provided that any junior officer who in the opinion of the Commission is of exceptional merit and suitability may be assigned a place in the list prepared by the Commission higher than that of officers senior to him.

18. *Final list of selected candidates*—(1) The final selection of officers to be promoted to the Service shall be made by the Government after considering the recommendation made by the Commission.

(2) The list shall ordinarily be in force for one year from the date of its communication by the Commission :

Provided that the Government may at any time in consultation with the Commission for a grave lapse in the conduct or deterioration in the standard of performance of the duties on the part of any person included in the list remove the name of such person from the list.

19. *Probation and probationers*—(1) Every person recruited to the Service by either method of recruitment shall be appointed to the Service on probation which shall be for two years from the date he actually joins the post :

Provided that the Government may, if they so think fit, extend the period of probation in any case or class of cases.

(2) A probationer shall undergo such training as the Government may from time to time determine.

(3) If the Government are satisfied at the end of the extended period of probation of an officer that his continuance in the Service would not be in public interest they may order the termination of the probation whereupon the person concerned shall if recruited through a competitive examination be deemed to have been removed from the Service and if appointed on promotion be deemed to have been reverted to the parent Service from which he was promoted.

Explanation I—The Government shall be the sole judge of a probationer's performance and its consistency with public interest.

Explanation II—In the absence of an order declaring the probation to have been satisfactorily completed, the probation shall be deemed to have been extended till the date of the order or the date specified in the said order, as the case may be.

20. *Seniority*—The seniority of officers appointed to the Service in any year shall be regulated in the following manner, namely :—

- (a) officers appointed to the Service by direct recruitment in pursuance of clause (a) of rule 4 shall be ranked *inter se* in the order in which their names are arranged by the Commission ;
- (b) officers appointed to the Service by promotion in pursuance of clause (b) of rule 4 shall be ranked in the order in which their names are arranged by the Commission ; and
- (c) as between officers referred to in clause (a) above on the one hand and those referred to in clause (b) on the other, the latter shall in the year of recruitment be *en bloc* senior to the former in that year.

21. *Relaxation*—(1) Where the State Government are of the opinion that it is necessary or expedient so to do, they may, by order, for reasons to be recorded in writing, and in consultation with the Commission relax any of the provisions of these rules in respect of any class or category of persons.

(2) Notwithstanding anything in these rules the Government may, after previous consultation with the Commission, decide that the provisions of these rules in the matter of a competitive examination shall be kept in abeyance for such period as they may determine.

22. *Interpretation*—If any question arises relating to the interpretation of these rules the decision of the Government thereon shall be final.

SCHEDULE

Rules for the Competitive Examination

1. The following shall be the subjects for the competitive examination :—

	Maximum Marks
(A) Written examination	
(i) General English—one paper (this paper shall include an essay carrying 50 marks).	100
(ii) General Knowledge—one paper	... 100
(iii) Education—one paper	... 150
(B) <i>Viva voce</i>	... 150

2. The paper on Education will be of post-graduate standard while that on General English will be of degree standard.

3. A candidate shall answer the papers in English unless otherwise directed.

4. All papers shall be of two hours duration. There is no time-limit for the *viva voce* test.

5. The Commission shall summon for the *viva voce* test all candidates who have appeared at the written test and have secured minimum qualifying marks to be prescribed by the Commission, at their discretion, in any or all of the subjects.

6. If a candidate's handwriting is not easily legible, deduction which may be to the extent of 10 per cent of the mark otherwise accruing to him may be made.

7. From the marks assigned to a candidate in each subject such deduction may be made as the Commission may consider necessary in order to ensure that no credit is allowed for merely superficial knowledge.

8. Credit shall be given for orderly, effective and exact expressions combined with economy of words and persuasiveness of argument.

9. The candidate will be interviewed by the Commission who will have before them a record of his career. The Commission may, if they consider it necessary, secure the assistance of experts and the selection of experts will be at their discretion. The candidate may be asked questions on any subject studied by him for the Bachelors or Masters Degree examination as well as on matters of general interest. The object of the interview is to assess his suitability for the Service with particular reference to his intelligence and alertness of mind, qualities of leadership, and the range of his outlook.

By order of the Governor

RAMAKANTA RATH

Secretary to Government

OGP—MP-I (Education) 7-500-30-8-1971

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