

# राजस्थान राज-पत्र

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## GOVERNMENT OF THE UNITED STATE OF RAJASTHAN

Law Department

NOTIFICATION.

*Jaipur, August 16, 1949.*

**No. 29 L.D. U S.R.**—The following Ordinance made and promulgated by His Highness the Raj Pramukh on the 16th day of August, 1949, is hereby published for general information.

PRABHU DAYAL LOIWAL,

*Law Secretary and Legal Remembrancer,*

*to the Government of the United State of Rajasthan.*

## THE RAJASTHAN PUBLIC SERVICE COMMISSION ORDINANCE, 1949.

No. XXIII OF 1949.

*(Promulgated by His Highness the Raj Pramukh  
on the 16th day of August, 1949).*

An Ordinance for the establishment of a Public Service Commission for Rajasthan.

WHEREAS it is expedient to provide for the establishment of a Public Service Commission for the United State of Rajasthan and for other ancillary matters ;

NOW, THEREFORE, in exercise of the powers conferred by paragraph (3) of Article X of the Covenant, His Highness the Raj Pramukh is pleased to make and promulgate the following Ordinance :

1. *Short title, extent and commencement.*—(1) This Ordinance may be called the Rajasthan Public Service Commission Ordinance, 1949.

(2) It extends to the whole of Rajasthan.

(3) It shall come into force on such date as the Raj Pramukh may by notification in the Rajasthan Gazette appoint in this behalf.

2. *Establishment of Rajasthan Public Service Commission.*—There shall be established, for the whole of Rajasthan, a Public Service Commission to be called the United State of Rajasthan Public Service Commission and hereinafter referred to as "the Commission".

3. *Composition and staff of Commission.*—(1) The Chairman and other members of the Commission shall be appointed by the Raj Pramukh :

Provided that at least one-half of the members of the Commission shall be persons who at the dates of their respective appointments have held office for at least ten years either under the Government of India or under the Government of a Province in India or under the Government of the United State of Rajasthan or under the Government of any of the Covenanting States or under any two or more of the said Governments and in computing the said period of ten years any period before the commencement of this Ordinance during which a person has held office under any of the aforesaid Governments shall be included.

(2) The Raj Pramukh may by regulations—

(a) determine the number of members of the Commission, their tenure of office and their conditions of service, and

(b) make provision with respect to the number of members of the staff of the Commission and their conditions of service.

(3) On ceasing to hold office—

(a) the Chairman of the Commission shall be ineligible for further employment under the Government of the United State of Rajasthan, and

(b) no other member of the Commission shall be eligible for any other appointment under the said Government without the approval of the Raj Pramukh.

4. *Functions of the Commission.*—(1) It shall be the duty of the Commission to conduct examinations for appointments to such services of Rajasthan as may fall within the purview of the Commission in accordance with the regulations made by the Raj Pramukh.

(2) The Raj Pramukh may make regulations specifying the matters in which either generally or in any particular class of cases or in any particular circumstances it shall not be necessary for the Commission to be consulted, but subject to regulations so made and to the provisions of sub-section (3), the Commission shall be consulted—

(a) on all matters relating to methods of recruitment to Civil Services and for Civil posts,

(b) on the principles to be followed in making appointments to Civil Services and posts and in making promotions and transfers from one service to another and on the suitability of candidates for such appointments, promotions or transfers,

(c) on all disciplinary matters affecting a person serving under the Government of Rajasthan in a Civil capacity, including memorials or petitions relating to such matters,

(d) on any claim by or in respect of a person who is serving or has served under the Government of Rajasthan in a Civil capacity that any costs incurred by him in defending legal proceedings instituted against him in respect of acts done or purporting to be done in the execution of his duty should be paid out of the revenues of Rajasthan.

(e) on any claim for the award of a pension in respect of injuries sustained by a person while serving under the Government of Rajasthan in a Civil capacity and any question as to the amount

of any such award in respect of reservation, if any, to be made for any particular community,

(f) on any claim arising out of the guarantees specified in Article XVI of the Covenant,

and it shall be the duty of the Commission to advise on any matters so referred to them and on any other matter which the Raj Pramukh may refer to them.

(3) Nothing in this section shall require the Commission to be consulted in respect of the reservation of appointments and posts, if any, to be made for any particular community.

5. *Power to extend functions of Commission.*—Subject to the provisions of this section, an Ordinance or other measure, made by a competent legislative authority, may provide for the exercise of additional functions by the Commission :

Provided that it shall be a term of such Ordinance or other measure that the functions conferred by it shall not be exercisable in relation to any person who is not a member of one of the services of Rajasthan except with the consent of the Raj Pramukh.

6. *Expenses of Commission.*—The expenses of the Commission, including any salaries, allowances and pensions payable to or in respect of the members or staff of the Commission shall be charged on the revenues of Rajasthan.

7. *Abolition of existing Commission.*—All Public Service Commissioners or other institutions performing duties in the nature of those of a Public Service Commission, established prior to, and functioning on, the seventh day of April, 1949, in any part of Rajasthan, shall be deemed to be abolished on the date on which this Ordinance comes into force.

8. *Integration and interim appointments.*—Nothing in this Ordinance shall be deemed to apply or to require consultation with the Commission in respect of integration of services of the various covenanting States and interim appointments made or to be made in the process of such integration.

MAHARAJA SAWAI MAN SINGH,  
Raj Pramukh.