

**THE JAMMU AND KASHMIR PRESS
(GAZETTED) SERVICE RECRUITMENT
RULES, 2008.**

SRO 123 dated 13th May, 2008, Published dt. 13.5.2008

In exercise of the powers conferred by the proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor hereby makes the following rules, namely :—

1. Short title and commencement

(1) These rules may be called the Jammu and Kashmir Press (Gazatted) Service Recruitment Rules, 2008.

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

2. Definitions

In these rules, unless the context otherwise requires,—

- (a) “Administrative Department” means the Department of Government in the Civil Secretariat holding the administrative charge of the Service ;
- (b) “Cadre” means the cadre of the service ;
- (c) “Commission” means the Jammu and Kashmir Public Service Commission ;
- (d) “Government” means the Government of Jammu and Kashmir ;
- (e) “Head of the Department” means the Major Head of the Department holding the administrative control of the organization ;
- (f) “Member of the Service” means a person appointed to a post in (Gazatted) Service under the provisions of these rules ;
- (g) “Post” means a permanent post carrying a definite time scale sanctioned by the competent authority ;
- (h) “Rules” means the Jammu and Kashmir Press (Gazatted) Service Recruitment Rules, 2008 ;
- (i) “Schedule” means the schedule(s) annexed to these rules ;
- (j) “Service” means the Jammu and Kashmir Press (Gazatted) Service ;
- (k) “State” means the Jammu and Kashmir State ;

(2) Words and expressions used in these rules but not defined, shall have the same meaning as assigned to them in the Jammu and Kashmir Services (Classification, Control and Appeal) Rules, 1956/Jammu and Kashmir Civil Service Regulations.

3. Constitution of Service

(1) From the date of commencement of these rules there shall be constituted by the Jammu and Kashmir Press Gazetted Services.

(2) The Government may, at the commencement of these rules, appoint to the service any person who at the commencement of these rules is holding in substantive capacity any post included in the cadre of the service :

Provided that for the purposes of initial constitution of service, the person holding any post in substantive capacity to which he was appointed by the competent authority under rules included in the cadre of the service in its sanctioned scale of pay shall be deemed to have been appointed to the service under these rules if he/she is fully qualified to hold the post under these rules unless he/she opts otherwise within 15 days from the commencement of these rules.

Explanation :—The word “holding” means a person holding a post included in the cadre of the Jammu and Kashmir Press (Gazetted) Service in its sanctioned scale of pay on regular basis under orders of the competent authority and will not cover the persons holding a post, on ex-cadre/deputation basis or on *ad hoc* basis or in a stop gap arrangement.

4. Strength and composition of the service

(1) The authorized, permanent and temporary strength of the cadre and the nature of the posts included therein shall be determined by the Government, from time to time and shall, at the initial constitution of the service under these rules, be such as specified in Schedule-I annexed to these rules :

Provided that the Government may create temporary posts in the cadre of the service for specified period or purpose as may be considered necessary from time to time.

(2) The Government shall, at the interval of every five years or at such other intervals as may be necessary, re-examine the strength and composition of the cadre of the service and make such alterations therein as it deems fit.

5. Qualification and Method of Recruitment

(1) No person shall be eligible for appointment or promotion to any post in any class, category or grade in the service unless he/she possesses the qualifications as laid down in Schedule-II and fulfils other requirements of 'recruitment as provided in the rules and orders for the time being in force.

(2) Appointment to a service or Class may be made :—

(a) by direct recruitment ; or

(b) by promotion; or

(c) partly by (a) and partly by (b) in the ratio and in the manner as mentioned against each post in Schedule-II :

Provided that all the posts under direct recruitment, shall be filled through the Jammu & Kashmir Public Service Commission as per-the rules/ orders of the Government issued for the purpose:

Provided further-that all posts to be filled by promotion shall be filled through Departmental Promotion Committee/Jammu and Kashmir Public Service Commission, unless any post/category of posts is exempted from the purview of the Public Service Commission in terms of Jammu & Kashmir Public Service Commission (Limitation Functions Regulations, 1957) by the Government by specific order.

(3) The department shall refer vacancies in the direct/promotion quota in Public Service Commission and Departmental Promotion Committee, as the case may be, in terms of per SRO-166 dated 14.6.2005.

6. Probation

(1) Persons appointed to the service by direct recruitment shall be on probation for a period of two years and their confirmation to the class or category shall be governed under the provisions of Jammu and Kashmir Civil Service (Classification, Control and Appeal Rules, 1956.

(2) The pay of a person appointed to the service under these rules shall be regularized as per the provisions of Jammu and Kashmir Civil Service Regulations.

7. Reservation in appointments

While making appointments either by promotion or by direct recruitment reservation shall be made in accordance with the rules and orders issued from time to time for members of Scheduled Castes/Scheduled Tribes/ Backward Classes or any other category or class of permanent residents