

From

The Chief Secretary to Government, Haryana.

To

1. All Heads of Departments, Commissioners Ambala, Hisar, Rohtak and Gurgaon Divisions.
2. All Deputy Commissioners and Sub-Divisional Officers (Civil) in Haryana.
3. The Registrar, Punjab and Haryana High Court, Chandigarh.

Dated Chandigarh, the 25-5-98.

Subject :—Mode of Ad hoc recruitment by the Government or the Governmental Agencies through advertisement.

Sir,

I am directed to invite your attention to Haryana Government circular letter No. 43/35/95-5.GSI, dated 8-2-96, vide which a complete ban was imposed on all ad hoc appointments in the State and the departments were allowed to make appointments on contract basis depending upon the requirement of the job with the prior approval of the Finance Department after determining the terms and conditions of contractual appointments.

2. In the ruling i.e. [1997 (1) R.S.J. 255. The Hon'ble Apex Court has interalia observed as under :—

“It is common knowledge that many a candidates are unable to have the names sponsored, though their names are either registered or are waiting to be registered in the employment exchange, with the result [that the choice of selection is restricted to only such of the candidates whose names come to be sponsored by the employment exchange. Under these circumstances, many a deserving candidates are deprived of the [right to be considered for appointment to a post under the State. Better view appears to be that it should be mandatory for requisitioning authority/establishment to intimate the employment exchange, and employment exchange should sponsor the names of the candidates to the requisitioning departments for selection strictly according to seniority and reervation as per requisition. In addition, the appropriate Department or [undertaking or establishment, should call for the names by publication in the [newspapers having wider circulation and radio, television and employment news bulletins. and then consider the [cases of all the candidates who have applied. If this procedure is adopted, fair play would be observed. The equality of opportunity in the matter of employment would be available to all eligible candidates”.

Similar observations were also made by the Hon'ble Punjab and Haryana High Court in its judgement dated 16-7-96 [delivered in C.W.P. No. 8849 of 1996-Harjot [Kamal Singh Vs. State Punjab, reported as 1997 (1) R.S.J. 95.

In the light of aforesaid judgements it has been decided that in future the orders of Apex Court [and [Punjab and Haryana High Court may be strictly complied with in making all such appointments.

These instructions may also be brought to the notice of all concerned for strict compliance.

Yours faithfully,

Sd/—

Under Secretary General Administration,
for Chief Secretary to Government, Haryana.

A copy is forwarded to all Financial Commissioners/Commissioners and Secretaries to Government, Haryana for information and necessary action.

Sd/—

Under Secretary General Administration,
for Chief Secretary to Government, Haryana.

To All the Financial Commissioners/Commissioners and Secretaries to Government Haryana.

U.O. No. 43/11/97—1 GSI

Dated Chandigarh, the 25-5-98.