

[Authorised English Translation]

HARYANA GOVERNMENT  
HEALTH DEPARTMENT

Notification

The 14th February, 1989

No. G.S.R.25/Const./Art. 309/89.—In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Haryana hereby makes the following rules regulating the recruitment, and conditions of service of persons appointed to the Haryana Ayurvedic Department (Group B) Service, namely :—

PART I—GENERAL

1. (1) These rules may be called the Haryana Ayurvedic Department (Group B) Service Rules, 1989. Short title.

(2) They shall come into force at once.

2. In these rules, unless the context otherwise requires,—

Definitions.

(a) "Commission" means the Haryana Public Service Commission;

(b) "direct recruitment" means an appointment made otherwise than by promotion from within the Service or by transfer of an official already in the Service of the Government of India or any State Government ;

(c) "Government" means the Haryana Government in the Administrative Department ;

(d) "institution" means,—

(i) any institution established by law in force in the State of Haryana; or

(ii) any other institution recognised by the Government for the purpose of these rules;

(e) "recognised university" means,—

(i) any university incorporated by law in India ; or

(ii) in the case of degree, diploma, or certificate obtained as a result of an examination held before the 15th August, 1947, the Punjab, Sind or Dacca University ; or

(iii) any other University which is declared by the Government to be a recognised university ; for the purpose of these rules; and

(f) "Service" means Haryana Ayurvedic Department (Group B) Service ;

## PART II—RECRUITMENT TO SERVICE

Number and  
character  
of posts.

3. The Service shall comprise the posts shown in Appendix A to these rules :

Provided that nothing in these rules shall affect the inherent right of the Government to make additions to, or reductions in, the number of such posts or to create new posts with different designations and scales of pay, either permanently or temporarily.

Nationality  
domicile  
and charac-  
ter of  
candidates  
appointed  
to Service.

4. (1) No person shall be appointed to any post in the Service, unless he is :—

- (a) a citizen of India ; or
- (b) a subject of Nepal ; or
- (c) a subject of Bhutan ; or
- (d) a Tibetan refugee who came over to India before the 1st January, 1962, with the intention of permanently settling in India ; or
- (e) a person of India origin who has migrated from Pakistan, Burma, Sri Lanka or any of the East African countries of Kenya, Uganda, the United Republic of Tanzania (formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire and Ethiopia with the intention of permanently settling in India ;

Provided that a person belonging to any of the categories (b), (c), (d) or (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government.

(2) A person in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Commission or any other recruiting authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Government.

(3) No person shall be appointed to any post in the Service by direct recruitment, unless he produces a certificate of character from the principal academic officer of the university, college, school or institution last attended, if any, and similar certificates from two other responsible persons, not being his relatives who are well acquainted with him in his private life and are unconnected with his university, college, school or institution.

Age.

5. No person shall be appointed to any post in the Service by direct recruitment who,—

- (a) in the case of Assistant Director of Ayurveda/Ayurvedic Officer/District Ayurvedic Officer, is less than thirty-two years or more than forty-five years of age; and

(b) in any other case, is less than twenty-three years or more than thirty-five years of age, on or before the 1st day of month next preceding the last date of submission of applications to the Commission or any other recruiting authority.

6. Appointments to the posts in the Service, shall be made by the Government. Appointing authority.

7. No person shall be appointed to any post in the Service, unless he is in possession of qualifications and experience specified in column 3 of Appendix 'B' to these rules in the case of direct recruitment and those specified in column 4 of the aforesaid Appendix in case of appointment other than by direct recruitment : Qualifications.

Provided that in case of direct recruitment, the qualifications regarding experience shall be relaxable to the extent of 50% at the discretion of the Commission or any other recruiting authority in case sufficient number of candidates belonging to Scheduled Castes, backward, Classes ex-servicemen and physically handicapped candidates, possessing the requisite experience, are not available to fill up the vacancies reserved for them, after recording reasons for so doing in writing.

8. No person,— Disqualifications.

(a) who has entered into or contracted a marriage with a person having a spouse living ; or

(b) Who having a spouse living, has entered into or contracted a marriage with any person ; shall be eligible for appointment to any post in the Service :

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and there are other grounds for so doing, exempt any person from the operation of this rule.

9. (f) Recruitment in the Service shall be made,— Method of recruitment.

(a) in the case of Assistant Director of Ayurveda—

(i) by direct recruitment; or

(ii) by promotion from amongst the Ayurvedic Officer/District Ayurvedic Officer ; or

(iii) by transfer or deputation of an officer already in the service of any State Government or the Government of India;

(b) in the case of Ayurvedic Officer/District Ayurvedic Officer;

(i) 50% by promotion out of which one-fourth shall be from amongst Chikitsaks (Physician)/Resident Physicians (Ayurvedic/Unani) and rest 75% from amongst Ayurvedic Medical Officers and Unani Medical Officers ; and

(ii) 50% by direct recruitment ; or

(iii) by transfer or deputation of an officer already in the service of any State Government or the Government of India;

(c) in the case of Chikitsak (Physician)/Resident Physician (Ayurvedic/Unani) Ayurvedic Medical Officer and Unani Medical Officer,—

(i) by direct recruitment; or

(ii) by transfer or deputation of an officer already in the service of any State Government or the Government of India.

(2) All promotions, shall be made on seniority-cum-merit basis and seniority along shall not confer any right to such promotions.

**Probation:** 10. (1) Persons appointed to any post in the Service shall remain on probation, for a period of two years, if appointed by direct recruitment and one year, if appointed otherwise;

Provided that—

(a) any period, after such appointment, spent on deputation on a corresponding or a higher post shall count towards the period of probation;

(b) any period of work in equivalent or higher rank, prior to appointment to the Service may, in the case of an appointment by transfer, at the discretion of the appointing authority, be allowed to count towards the period of probation fixed under this rule ; and

(c) any period of officiating appointment shall be reckoned as period spent on probation, but no person who has so officiated shall, on the completion of the prescribed period of probation, be entitled to be confirmed, unless he is appointed against a permanent vacancy.

(2) If, in the opinion of the appointing authority, the work or conduct of a person during the period of probation is not satisfactory, it may,—

(a) if such person is appointed by direct recruitment, dispense with his services ; and

(b) if such person is appointed otherwise than by direct recruitment,—

(i) revert him to his former post ; or

(ii) deal with him in such other manner as the terms and conditions of his previous appointment permit.

(3) On the completion of the period of probation of a person, the appointing authority may,—

(a) if his work and conduct has, in its opinion, been satisfactory,—

(i) confirm such person from the date of his appointment, if appointed against a permanent vacancy; or

(ii) confirm such person from the date from which a permanent vacancy occurs, if appointed against a temporary vacancy; or

(iii) declare that he has completed his probation satisfactorily, if there is no permanent vacancy; or

(b) if his work or conduct has in its opinion, been not satisfactory,—

(i) dispense with his service, if appointed by direct recruitment, revert him to his former post or deal with him in such other manner as the terms and conditions of his previous appointment permit; if appointed otherwise; or

(ii) extend his period of probation and thereafter pass such order, as it could have passed on the expiry of the first period of probation :

Provided that the total period of probation, including extension, if any, shall not exceed three years. ) E.

11. Seniority, *inter se* of members of the service, shall be determined by the length of continuous service on any post in the Service : Seniority.

Provided that where there are different cadres in the Service, the seniority shall be determined separately for each cadre :

Provided further that in the case of members appointed by direct recruitment, the order of merit determined by the Commission shall not be disturbed in fixing the seniority :

Provided further that in the case of two or more members appointed on the same date, their seniority shall be determined as follows :—

(a) a member appointed by direct recruitment shall be senior to a member appointed by promotion or by transfer ;

(b) a member appointed by promotion shall be senior to a member appointed by transfer ;

(c) in the case of members appointed by promotion or by transfer, seniority shall be determined according to the seniority of such members in the appointments from which they were promoted or transferred ; and

(d) in the case of members appointed by transfer from different cadres, their seniority shall be determined according to

pay, preference being given to a member who was drawing a higher rate of pay in his previous appointment; and if the rates of pay drawn are also the same, then by the length of their service in the appointments and if the length of such service is also the same, the elder member shall be senior to the younger member.

Liability  
to serve.

12. (1) A member of the Service shall be liable to serve at any place whether within or outside the State of Haryana, on being ordered so to do by the appointing authority.

(2) A member of the Service may also be deputed to serve under—

- (i) a company, an association or a body of individuals whether incorporated or not, which is wholly or substantially owned or controlled by the State Government, a municipal Corporation or a local authority or university within the State of Haryana ;
- (ii) the Central Government or a company, an association or a body of individuals, whether incorporated or not, which is wholly or substantially owned or controlled by the Central Government ; or
- (iii) any other State Government, an international organisation, an autonomous body not controlled by the Government, or a private body;

Provided that no member of the Service shall be deputed to serve the Central or any other State Government or any organisation or body referred to in clause (ii) or clause (iii) except with his consent.

Pay, leave,  
pension  
and other  
matters.

13. (1) In respect of pay, leave, pension and all other matters not expressly provided for in these rules, the members of the Service shall be governed by such rules and regulations as may have been, or may hereafter be, adopted or made by the competent authority under the Constitution of India or under any law for the time being in force made by the State Legislature.

(2) The members of Service shall not be allowed to engage in private practice in any form.

Discipline,  
penalties  
and  
appeals.

14. (1) In the matters relating to discipline, penalties and appeals members of the Service shall be governed by the Haryana Civil Services (Punishment and Appeal) Rules, 1987, as amended from time to time:

Provided that the nature of penalties which may be imposed the authority empowered to impose such penalties and appellate authority shall, subject to the provisions of any law or rules made under article 309 of the Constitution of India, be such as are specified in Appendix C to these rules.

(2) The authority competent to pass an order under clause (c) or clause (d) of sub-rule (1) of rule 9 of the Haryana Civil Services (Punishment and Appeal) Rules, 1987, and appellate authority shall be as specified in Appendix O to these rules.

15. Every member of the Service, shall get himself vaccinated and revaccinated if and when the Government so directs by a special or general order. Vaccination.

16. Every member of the Service, unless he has already done so, shall be required to take the oath of allegiance to India and to the Constitution of India as by law established. Oath of allegiance.

17. Where the Government is of the opinion that it is necessary or expedient to do so, it may, by order, for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons. Power of relaxation.

18. Notwithstanding anything contained in these rules the appointing authority may impose special terms and conditions in the order of appointment if it is deemed expedient to do so. Special provisions.

19. Nothing contained in these rules shall affect reservations and other concessions required to be provided for scheduled castes, backward classes, ex-servicemen, physically handicapped persons or any other class or category of persons in accordance with the orders issued by the State Government in this regard, from time to time : Reservations.

Provided that the total percentage of reservations so made shall not exceed fifty per cent, at any time.

20. The Punjab Ayurvedic Department (Class I and II) Service Rules, 1963, applicable to the Service and corresponding to any of these rules which is in force immediately before the commencement of these rules is hereby repealed : Repeal and savings.

Provided that any order made or action taken under the rules, so repealed shall be deemed to have been made or taken under the corresponding provisions of these rules.

15. Every member of the Service, shall get himself vaccinated and revaccinated if and when the Government so directs by a special or general order. Vaccination.
16. Every member of the Service, unless he has already done so, shall be required to take the oath of allegiance to India and to the Constitution of India as by law established. Oath of allegiance.
17. Where the Government is of the opinion that it is necessary or expedient to do so, it may, by order, for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons. Power of relaxation.
18. Notwithstanding anything contained in these rules the appointing authority may impose special terms and conditions in the order of appointment if it is deemed expedient to do so. Special provisions.
19. Nothing contained in these rules shall affect reservations and other concessions required to be provided for scheduled castes, backward classes, ex-servicemen, physically handicapped persons or any other class or category of persons in accordance with the orders issued by the State Government in this regard, from time to time : Reservations.
- Provided that the total percentage of reservations so made shall not exceed fifty per cent, at any time.
20. The Punjab Ayurvedic Department (Class I and II) Service Rules, 1963, applicable to the Service and corresponding to any of these rules which is in force immediately before the commencement of these rules is hereby repealed : Repeal and savings.
- Provided that any order made or action taken under the rules so repealed shall be deemed to have been made or taken under the corresponding provisions of these rules.



## APPENDIX 'A'

(See rule 3)

Serial No.	Designation of posts	Number of posts		Scale of pay	
		Permanent	Temporary	Total	
1	2	3	4	5	6
1	Assistant Director of Ayurveda	..	1	..	1 Rs. 2000-60-2300-EB-75-3200
2	Ayurvedic Officer/ District Ayurvedic Officer	..	..	13	13 Rs. 2000-60-2300-EB-75-3200
3	Chikitsak (Physician)/Resident Physician (Ayurvedic/Unani)	..	2	4	6 Rs. 1640-60-2600-EB-75-2900
4	Ayurvedic Medical Officer	..	182	210	392 Rs. 1640-60-2600-EB-75-2900
5	Unani Medical Officer	..	19	..	19 Rs. 1640-60-2600-EB-75-2900

APPENDIX 'B'  
(See rule 7)

Serial No.	Designation of posts	Academic qualifications and experience, if any, for direct recruitment	Academic qualifications and experience, if any, for appointment other than by direct recruitment
1	2	3	4
1	Assistant Director of Ayurveda	<p><b>Essential :</b></p> <p>(i) Knowledge of Hindi upto matric standard</p> <p>(ii) A degree (with atleast five years regular course) in Ayurvedic System of Medicine from any University or institution recognised by the Government.</p> <p>(iii) Two years experience on some administrative post of responsibility after attainment of minimum basic qualifications</p>	<p><b>Essential :</b></p> <p>(i) Knowledge of Hindi upto matric standard</p> <p>(ii) A degree (with atleast five years regular course) in Ayurvedic System of Medicine from any University or institution recognised by the Government.</p> <p>(iii) Two years experience on some administrative post of responsibility after attainment of minimum basic qualifications</p>

1	2	3	4
		<b>Preferential :</b>	<b>Preferential :</b>
		Doctor of Medicines in Ayurveda or a Post Graduate in Ayurveda.	Doctor of Medicines in Ayurveda or a Post Graduate in Ayurveda.
		<b>Essential :</b>	<b>Essential :</b>
		(i) Knowledge of Hindi upto matric standard.	(i) Knowledge of Hindi upto matric standard.
		(ii) A degree (with five years regular course) in Ayurvedic/Unani System of Medicines from any University or institution recognised by the Government.	(ii) A degree (with five years regular course) in Ayurvedic/Unani System of Medicines from any University or institution recognised by the Government.
		(iii) Six years experience as Chikitsak (Physician)/Resident Physician (Ayurvedic/Unani) or eight years experience as Ayurvedic Medical Officer/Unani Medical Officer in a dispensary/hospital run by Government or any reputed or well organised private agency after attainment of minimum basic qualifications.	(iii) Six years experience as Chikitsak (Physician)/Resident Physician (Ayurvedic/Unani) or eight years experience as Ayurvedic Medical Officer/Unani Medical Officer in the dispensary/hospital run by the Government.
		<b>Preferential :</b>	
		Doctor of Medicine in Ayurveda or Post Graduate in Ayurveda.	
2	Ayurvedic Officer/District Ayurvedic Officer		

- |   |   |   |  |
|---|---|---|--|
| 3 | Chikitsak (Physician)/ Resident Physician (Ayurvedic/Unani) | <p>(i) Knowledge of Hindi upto matric standard.</p> <p>(ii) A degree in Ayurvedic/Unani/ System of Medicine (with five years regular course) from any University or institution recognised by the Government.</p> | <p>(i) Knowledge of Hindi upto matric standard.</p> <p>(ii) A degree in Ayurvedic/Unani System of Medicines (with five years regular course) from any University or institution recognised by the Government.</p>  |
| 4 | Ayurvedic Medical Officer                                   | <p>(i) Knowledge of Hindi upto Matric standard</p> <p>(ii) A degree in Ayurvedic System of Medicine (with at least five years regular course) from any University or institution recognised by the Government</p> | <p>(i) Knowledge of Hindi upto Matric standard.</p> <p>(ii) A degree in Ayurvedic System of Medicine (with at least five years regular course) from any University or institution recognised by the Government</p> |
| 5 | Unani Medical Officer                                       | <p>(i) Knowledge of Hindi upto matric standard</p> <p>(ii) A degree in Unani Tibbia of any University or institution recognised by the Government</p>   | <p>(i) Knowledge of Hindi upto matric standard</p> <p>(ii) A degree in Unani Tibbia of any University or institution recognised by the Government</p>  |

## APPENDIX C

[See rule 14(1)]

Serial number	Designation of posts	Appointing authority	Nature of penalty	Authority empowered to impose penalty	Appellate authority
1	2	3	4	5	6
1	Assistant Director of Ayurveda	Government	(1) Minor penalties (i) Warning with a copy in the personal file (character roll) (ii) censure ; (iii) withholding of promotion; (iv) recovery from pay of the whole or part of any pecuniary loss caused by negligence or breach of orders, to the Central Government or a State Government or to a Company and association or a body of individuals whether incorporated or not, which is wholly or substantially owned or controlled by the	Director Ayurveda	Government
2	Ayurvedic Officer/District Ayurvedic Officer				
3	Chikitsak (Physician)/Resident Physician (Ayurvedic/Unani)				
4	Ayurvedic Medical Officer				

Government or to a local authority  
or University set up by an  
Act of Parliament or of the  
legislature of a State; and

(v) withholding of increments of  
pay.

(2) Major Penalties

Government Government

(vi) reduction to a lower stage in the  
time scale of pay for a specified  
period, with further directions as  
to whether or not the Government  
employee will earn increments of  
pay during the period of such redu-  
ction and whether on the expiry  
of such period, the reduction will  
or will not have the effect of post-  
poning the future increments of his  
pay ;

(vii) reduction to a lower scale of  
pay, grade, post or service which  
shall ordinarily be a bar to the  
promotion of the Government  
employee to the time scale of pay,  
grade, post or service from which  
he was reduced, with or without  
further directions regarding condi-  
tions of restoration to the grade or

1	2	3	4	5	6
			post or service from which the Government employee was reduced and his seniority and pay on such restoration to that grade, post or service ;		
			(viii) Compulsory retirement;		
			(ix) removal from service which shall not be a disqualification for future employment under the Government ;		
			(x) dismissal from service which shall ordinarily be a disqualification for future employment under the Government,		

APPENDIX D

[See rule 14(2)]

Serial number	Designation of posts	Nature of order	Authority empowered to make the order	Appellate authority
1	2	3	4	5
1	Assistant Director of Ayurveda	(i) reducing or withholding the amount of ordinary or additional pension admissible under the rules governing pension ; (ii) terminating the appointment otherwise than on his attaining the age fixed for superannuation.	Government	Government
2	Ayurvedic Officer/District Ayurvedic Officer			
3	Chikitsak (Physician)/ Resident Physician (Ayurvedic/Unani)			
4	Ayurvedic Medical Officer			
5	Unani Medical Officer			

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Health Department.



