

**No. 01/03/2021-2GS-II
HARYANA GOVERNMENT
GENERAL ADMINISTRATION DEPARTMENT
(GENERAL SERVICES-II BRANCH)**

Dated: Chandigarh, the 3rd December, 2021

To

1. All the Administrative Secretaries to Government Haryana.
2. All the Heads of Departments of Haryana.
3. All the Managing Directors/Chief Administrators of Board and Corporations of Haryana Government.
4. All the Divisional Commissioners of the State of Haryana.
5. All the Deputy Commissioners of the State of Haryana.
6. The Registrars of all the Universities in the State of Haryana.

Subject: Compassionate Appointment to HARIHAR (Homeless Abandoned and Surrendered Children Rehabilitation initiative Haryana) Persons Policy, 2021.

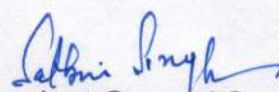
Sir/Madam

I am directed to invite your kind attention to the subject cited above and to say that the State Government has issued above said policy vide notification dated 26.11.2021 to grant compassionate appointment on Group C or D post only to the abandoned and surrendered children of Haryana on attaining the age of eighteen years subject to eligibility.

2. The copy of said notification is enclosed herewith. Soft copy may also be downloaded from website www.csharyana.gov.in.

3. You are requested to bring this policy to the notice of all concerned officers/officials under your kind control for strict compliance.

Yours faithfully


Superintendent General Services-II
for Chief Secretary to Government Haryana

OK

HARYANA GOVERNMENT
GENERAL ADMINISTRATION DEPARTMENT
NOTIFICATION

The 26th November, 2021

No. 01/3/2021-2GS-II.— The Governor of Haryana hereby makes the following policy with the object to grant compassionate appointment on Group C or D post only to the abandoned and surrendered children of Haryana on attaining the age of eighteen years subject to eligibility, namely:-

1. Short Title and Commencement.—

- (1) This policy may be called the Compassionate Appointment to Harihar Persons Policy, 2021.
- (2) This policy shall come into force with effect from the date of notification in the official gazette.

2. Object of Policy.—

The object of this policy is to grant compassionate appointment to Group C or D post to the Harihar persons of Haryana on attaining the age of eighteen years and upto the age of 25 years subject to their eligibility.

3. Extent of application.—

Save as otherwise provided, this policy shall be applicable to the 'Harihar' Persons of Haryana State only who have been admitted to a Child Care Institution before attaining the age of five years (as abandoned) or before attaining the age of one year (as surrendered) and have completed the age of 18 years while living in the Child Care Institution of Haryana.

4. Definitions.—

In this policy, unless the context otherwise requires,—

(a) 'Abandoned Child' means a child—

- (i) found abandoned whose parents, guardians, relatives could not be traced despite making due inquiry and admitted to any Child Care Institution of Haryana State before the age of five years;
- (ii) declared abandoned by the Child Welfare Committee (as per Juvenile Justice (Protection and Care of Children) Act, 2000 or 2015) or as per rules prevailing at that time ; and
- (iii) who has completed the age of eighteen years while living in Child Care Institutions.

(b) 'Act' means the Juvenile Justice (Care and Protection of Children) Act, 2015.

- (c) **'appellate authority'** means a committee chaired by the Administrative Secretary, Women and Child Development Department consisting of Director General, Joint Director Administration, Joint Director ICPS and Assistant District Attorney of the Department;
- (d) **'Board'** means a Juvenile Justice Board constituted under section 4 of the Act;
- (e) **"compassionate appointment"** means appointment of an eligible 'Harihar' person to the post of Group C or D;
- (f) **'child'** means a person who has not completed eighteen years of age;
- (g) **'Child Care Institution'** means Children Homes and Specialized Adoption Agencies established or maintained, in every district or group of districts, by the State Government, either by itself or through a voluntary or non-governmental organization, and are registered as such under the Act;
- (h) **'Committee'** means a Child Welfare Committee constituted by State Government under section 27 of the Act;
- (i) **'District Approval Committee'** means a committee headed by the Deputy Commissioner will consist of Additional Deputy Commissioner, Superintendent of Police, Chairperson of Child Welfare Committee, District Programme Officer, District Social Welfare Officer and District Child Protection Officer;
- (j) **'Government'** means the Haryana Government in the General Administration Department;
- (k) **'Guardian'** in relation to a child, means his/her natural guardian or any other person having, in the opinion of the Committee or, as the case may be, the Board, the actual charge of the child, and recognized by the Committee or, as the case may be, the Board as a guardian in the course of proceedings;
- (l) **'HARIHAR' person'** means a person who fulfills all the following conditions:-
 - (i) he/she is either (a) Abandoned or (b) Surrendered child;
 - (ii) he/she has remained in the Child Care Institutions upto the date of attaining the age of eighteen years or more;
 - (iii) he/she possesses the education qualification required for Group 'C' or Group 'D' post.
- (m) **'Surrendered Child'** means a child who is relinquished by the parents or guardian to the Child Welfare Committee, on account of physical, emotional and social factors beyond their control and admitted to the Child Care Institution before the age of one year and declared Surrendered by the Child Welfare Committee after due inquiry and has completed the age of eighteen years while living in Child Care Institutions.
- (n) **'State Government'** means the Government of Haryana.

5. **Compassionate Appointment on Group C or D post.—**

A 'Harihar' person on attaining the age of eighteen years or upto the date of attaining the age of 25 years shall be considered for compassionate appointment to the post of Group C or D in any Department of State Government keeping in view his/her qualification and eligibility. He/She shall

have to submit his/her application in the prescribed Form for the post of Group C or D for which he/she fulfills all the minimum educational qualification and other conditions required for the post.

6. Procedure to issue Abandoned or Surrendered Certificate.—

- (1) In case of any 'HARIHAR' person who is living in the Child Care Institutions, his/her application for compassionate appointment in the prescribed form shall be forwarded by the Superintendent of Child Care Institution to the District Programme Officer for appointment to a post of Group C or D for which he/she fulfills the educational qualification and other conditions, if any. It will be the responsibility of the District Programme Officer to ensure this.
- (2) In case of any 'Harihar' person who has already been relieved from the Child Care Institution on attaining the age of eighteen years or more shall directly apply to the concerned District Programme Officer in the district where his/her Child Care Institution was located along with the relevant details including proof of residence in a Child Care Institution, educational qualification, domicile certificate etc. District Programme Officer will conduct the inquiry and verification of their cases with the assistance of Police and other agencies as required
- (3) After proper scrutiny of records, District Programme Officer shall forward the application to the District Approval Committee and issue a certificate of being 'Abandoned' or 'Surrendered' after the approval of District Approval Committee.
- (4) In the event of rejection of application of a 'Harihar' person, the concerned District Approval Committee will put in writing the reasons and send this along with the application to the District Programme Officer.
- (5) In case of any complaints or grievances in connection with according status of Abandoned, Surrendered Children under this policy, an appeal may be made to the Appellate Authority.

7. Procedure of Appointment.—

- (i) After the receipt of 'Certificate of Abandoned or Surrendered,' as the case may be, the eligible cases shall be forwarded by the District Approval Committee to the Women and Child Development Department, who will further submit the case to the Chief Secretary to Government of Haryana (General Administration Department) with the recommendations of compassionate appointment to a post of Group C or D.
- (ii) The Department and the post for compassionate appointment of 'Harihar' person shall be finalized by the General Administration Department.
- (iii) After the approval from the Chief Secretary to Government of Haryana (General Administration Department), necessary directions shall be given to the Head of Department or appointing authority concerned for appointment to Group C or D post on regular basis against the vacant post of direct recruitment.

- (iv) Appointment to Group D post shall be made under the Group D Act.

8. Exemption.—

Appointment made under this policy is exempted from observance of the following requirements:—

- (a) recruitment through the recruiting agency i.e. Haryana Staff Selection Commission or the Employment Exchange.
- (b) ban on filling up of posts by direct recruitment issued by the Finance Department, if any, from time to time.

9. Determination/ availability of posts.—

- (i) Compassionate appointments under this policy including any other Ex-gratia Policy shall be made up to maximum of 5% of sanctioned posts (falling under direct recruitment quota) in Group C and D category to be filled by direct recruitment through Haryana Staff Selection Commission or otherwise.
- (ii) A Harihar person granted compassionate appointment shall be adjusted in the recruitment roster against the post reserved for persons of Economically Weaker Sections if his/her caste is not mentioned in the certificate or to the appropriate category if mentioned in the certificate viz. Scheduled Caste/ Scheduled Tribes/Backward Classes to which he/she belongs.

10. No entertainment or request for change of post/department.—

- (a) Once an appointment has been offered to the Harihar person and he/she has joined service, no request for change of post shall be entertained with respect to any other post or department under any circumstances. In case the offer is not acceptable to him/her, no further claim shall be entertained.
- (b) When a person has been appointed under this policy to a particular post, the set of circumstances, which led to such compassionate appointment, shall be deemed to have ceased to exist on such appointment.

11. Seniority.—

- (a) The inter-se seniority of persons so appointed may be fixed in their respective cadre or common cadre of the post, if any, with reference to their date of appointment. Their interpolation with the direct recruits/promotees may also be made with reference to their dates of appointment without disturbing the inter-se seniority of direct recruits.
- (b) Date of joining by a person so appointed shall be treated as the date of his regular appointment.

12. General.—

- (a) Compassionate appointments made under this policy shall be done in such a way that persons appointed to the posts have the essential educational/technical qualification and eligibility.
- (b) Compassionate appointment shall not be denied or delayed merely on the ground that there is reorganization in the department/office. It shall be made available to the person concerned, if there is a vacancy meant for such appointment and he/she is found eligible and suitable for such appointment.
- (c) Compassionate appointment under this policy shall have precedence over absorption of surplus employees and regularization of daily wage/casual workers with/without temporary status.
- (d) On appointment to Group C or D post, the allowances or any other benefits already admissible being unemployed shall be discontinued with immediate effect.

13. Lapses and forfeiture of compassionate appointment.—

Unless the Government by general or special order otherwise directs, compassionate appointment unclaimed for a period over three years or upto the date of attaining the age of twenty-five years, whichever is earlier, shall cease to be granted. If a person submits application afterwards it shall be considered by the Women and Child Development Department in consultation with the Chief Secretary to Government of Haryana (General Administration Department).

14. Power to interpret, amend, relax and removal of doubt.—

The power to interpret, change, amend, relax and removal of doubt in respect of this policy shall lie with the Chief Secretary to Government (General Administration Department).

Note 1.— Communications regarding the interpretation and alteration of this policy should be addressed to the General Administration Department through the Women and Child Development Department.

Note 2.— Where the Government in the General Administration Department is satisfied that the operation of any of provisions of this policy regulating the compassionate appointment causes undue hardship in any particular case, it may by order dispense with or relax the requirements of that provision to such extent and subject to such conditions as it may consider necessary for dealing with the case in a just and equitable manner.

(Vijai Vardhan)

Chief Secretary to Government Haryana.

APPLICATION FORM FOR COMPASSIONATE APPOINTMENT

(See para 5)

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| | | Latest Photograph of the Harihar person |
| 1. | Name of the Harihar Person: | |
| 2. | Date of birth: | |
| 3. | Date of admission in the Child Care Institution : | |
| 4. | If discharge from the Child Care Institution, mention date: | |
| 5. | Address of Child Care Institution : | |
| 6. | Information about family, if any : | |
| 7. | Aadhaar Number : | |
| 8. | Contact Number, if any : | |
| 9. | Educational Qualification : | |
| 10. | Whether suffering from any chronic disease or physically handicapped: | |
| 11. | Choice of Post of Group C or D which you prefer: | |
| 12. | Other related information, if any. | |

Place : _____

Signature of the applicant

Date : _____
