

Subject :—Forwarding of promotion proposals to the Haryana Public Service Commission instructions regarding.

Will all the Financial Commissioners and Administrative Secretaries to Government Haryana, kindly refer to this Department U.O. No. 66/71/84-7GSI, dated 29-3-85 on the subject noted above?

2. The Haryana Public Service Commission has brought to the notice of the Government that as per provisions of Article 320 of the Constitution of India, Government Departments are

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required to refer to the Commission the cases of promotions of officers for their prior approval by the Commission, while in actual practice Government Departments are referring such cases when the promotion orders have already been passed and issued. These cases are referred after considerable delay and some time even when the officers have retired from service. The use of the word 'shall be consulted' in clause 3 of the Article 320 clearly implies prior consultation and not post consultation. Thus the procedure adopted by the departments is not in conformity with the provision of the Constitution.

3. The Government have carefully considered the observations of the Commission and has viewed seriously that despite clear provisions of Article 320 of the Constitution of India, the Departments not seek prior approval of the Commission in promotion cases. It has, therefore, been decided that special care should be taken to ensure that promotion cases are got approved from the Commission before ordering such promotions.

4. It is requested that these instructions should be brought to the notice of all concerned for strict compliance.

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. 66/27/97-6GSI Dated Chandigarh, the May 21, 1998

No. 66/27/97-6GSI Dated Chandigarh, the May 21, 1998

A copy is forwarded to all the Heads of Departments in Haryana State for similar action.

Sd/—

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

No. 66/27/97-6GSI Dated Chandigarh, the May 21, 1998

A copy is forwarded to the Chairman, Haryana Public Service Commission, Chandigarh with reference to his D.O. No. Ch/Spl.-3-10-97, dated 8-10-97 for information.

Sd/—

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