

No. 12/10/2005-4GSII

From

The Chief Secretary to Government Haryana.

To

1. All Heads of Departments in Haryana.
2. Commissioner, Ambala, Hisar, Rohtak and Gurgaon Divisions.
3. The Registrar, Punjab & Haryana High Court.
4. All Deputy Commissioners and Sub Divisional Officers (Civil) in Haryana.
5. The Registrars, M.D.U. Rohtak/K.U.Kurukshetra/ Ch. Charan Singh H.A.U.Hisar/ G.J.U. Hisar/Ch.Devi Lal University (Sirsa).
6. All the District & Sessions Judges in Haryana.

Dated Chandigarh, the ~~30.1.2007~~ 20/3/07

Subject: - i)-Regarding appointment of the Ex-servicemen and their Dependents to the Civil Posts.
ii)-Verification /scrutiny of claim and antecedents of candidate(s) seeking recruitment into Government service under certain Eligibility Certificates.

Sir/Madam,

I am directed to invite your kind attention to the State Government instructions issued vide Circular No. 12/87/79-GS-II, dated & 21.5.1979 on the subject noted above as i) wherein it has been provided that the dependent sons and daughters of ex-servicemen who fulfill all the conditions for the qualification and age etc. prescribed for various posts should also be considered on merit for the posts reserved for the Ex-Servicemen but to the extent of non-availability of suitable Ex-Servicemen and this entitlement would be available to one dependent child only.

Subsequently vide Govt. Circular No.12/37/79-2GS-II, dated 21.11.1980, while indicating the eligibility conditions for being considered as a dependent of Ex-Serviceman, the departments were directed to keep in view the position stated therein in regard to the term "dependent" while considering the dependent sons and daughters of Ex-Servicemen for appointment against the posts of Ex-Servicemen.

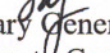
Further, while disposing of Civil Appeal No. 6887 of 1996 – Dilwan Singh & Ors. etc. V. State of Haryana & Ors. etc. along with Civil Appeals Nos. 6888-90 of 1996, the Hon'ble Supreme Court has laid great stress upon the point that Selection Board should first consider the claims of the Ex-Servicemen and have their eligibility considered independently in the first instance before the claims of dependent children of Ex-Servicemen are considered. If they are found eligible and selected, for the balance unfilled posts, the selection should be done from amongst the dependent children of the Ex-Servicemen. Besides, the Hon'ble Court has also directed that Selection Board can not abdicate its function of observing of proper care to know the authenticity by merely relying on certificates issued by the Sainik Board, certifying that the certificate holder is a dependent of the Ex-Servicemen. It may be accepted only as a prima-facie evidence of the claim of holder as such. It would be for the Board to examine the fact and in the case of any doubt it should call upon the candidate to satisfy itself that the

candidate is a bonafide dependent and fulfills the requirements prescribed in the guidelines.

As the directions of Hon'ble Supreme Court impress upon Certificate Issuing & Appointing Authorities to be meticulous in their working, therefore, in furtherance of true spirit of said directions of Hon'ble Supreme Court it is also requested that Health & Sports Department may be specifically vigilant and meticulous while issuing Physically Handicap & Sportsman Certificate respectively to certain candidates who requests for the same. All Appointing Authorities, in the lights of above, are also requested to take due and proper care in scrutinizing the correctness/genuineness of such a certificates & in case of little bit of doubt candidates may be called for & examined in person before issuing appointment letters to them.

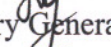
Compliance with these instructions in letter & spirit may please be ensured.

Yours faithfully,


Under Secretary General Administration
for Chief Secretary to Government Haryana.

A copy is forwarded to the following for information & necessary action:-

1. All the Financial Commissioner & Principal Secretary to Government, Haryana
2. All the Administrative Secretaries to Government, Haryana.
3. Senior Special Private Secretaries/ Senior Private Secretaries/ Private Secretaries to Chief Minister / Ministers.
4. All Superintendents/Deputy Superintendents of Branches Haryana Civil Secretariat and F.C. Office.


Under Secretary General Administration
for Chief Secretary to Government Haryana.

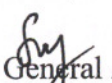
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U.O.No. 12/10/2005-4GSII
Endst.No. 12/10/2005-4GSII

Dated Chandigarh, the 30.1.2007 20/3/07
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A copy is forwarded to all the Managing Directors/Chief Administrators of Boards/ Corporations in the State of Haryana for information & necessary action.


Under Secretary General Administration
for Chief Secretary to Government Haryana.