

Raipur, the 11th August 2009

No. F. 1-20/2009/12.—In exercise of the powers conferred by the provision to Article 309 of the Constitution of India, the Governor of Chhattisgarh hereby makes the following rules of service of contingency paid employees, namely :—

RULES

1. **Short title and commencement:-**
 - (1) These rules may be called the Chhattisgarh Geology and Mining Department Contingency paid Employees Recruitment and conditions of service Rules, 2009
 - (2) It shall come into force with effect from the date of its publication in the "Official Gazette"
2. **Definitions:-** In these rules, unless the context otherwise requires-
 - (a) "Appointing authority" means Director, Geology and Mining or the officer authorised by the Government;
 - (b) "Contingency - paid Employee" means a person employed for full time in an office or establishment and who is paid on monthly basis and whose pay is charged to "Office contingencies" excluding the employees who are employed for certain periods only in the year ;
 - (c) "Employee" means a contingency paid employee;
 - (d) "Governor" means the Governor of Chhattisgarh;
 - (e) "Government" means the Government of the State of Chhattisgarh;
 - (f) "Regular Employees under the State Government" means Government Servants who are in regular employment holding permanent or temporary posts under the State Government as distinct from posts on the posts paid from Contingencies;
 - (g) "Service" means the Chhattisgarh Contingency Paid Employees Service;
 - (h) "Schedule" means the Schedule appended to these rules;
 - (i) "Schedule Castes" means the Schedule Castes as specified in relation to this State under article 341 of the constitution;
 - (j) "Scheduled Tribes" means the Scheduled Tribes as specified in relation to this State under article 342 of the constitution;
 - (k) "Other Backward Classes" means Other Backward Classes of citizens as specified by the State Government vide Notification No. F-8-5-XXV-4-84, dated 26.12.84 as amended from time to time.
3. **Scope and Application:-** Save as provided otherwise in that rules, Chhattisgarh General Conditions of Service Rules, 1961 shall be applicable to the members of this service
4. **Constitution of the Service:-** The service shall consist of the following persons:-
 - (1) Persons who on 1st January 1998 had completed at least one year's service as contingency-paid employees, and who on that date were holding the posts specified in the schedule and who on that date had not completed the age of superannuation prescribed for employees holding comparable class of posts in the regular employment of the State Government.

- (2) Persons recruited to the service in accordance with the provisions of these rules.
5. **Classification, number of posts etc.:-** Classification, and the number of posts included in the service and the appointing authority therefore shall be in accordance with the provisions contained in the Schedule.
- Provided that the Government may, from to time to time, add to or reduce the number of post included in service, either on a permanent or a temporary basis.
6. **Categorisation:-** (1) Contingency paid employees for the purpose of these rules shall be divided into the following two categories:-
- (i) Permanent and
- (ii) Temporary
- (2) The employee.- (a) Who has completed such services, which is not less than fifteen years, shall be included in permanent class.
- (b) Who has been appointed prior to the said date, but had not completed fifteen years' service on the 1st January 1998, shall be included in temporary class and be eligible for permanent class only after completion of fifteen years' service.
7. **Recruitment and Promotion :-**
- (1) The establishment under the appointing authority specific in the Schedule shall constitute a unit for all purposes including recruitment, seniority and promotion.
- (2) Appointment of the Contingency-paid employees shall be made by one or more of the following methods as may be prescribed, namely:-
- (a) by direct recruitment by selection,
- (b) by transfer of person who hold in a substantive capacity in such service.
- (3) The number of persons recruited under clause (a) or (b) of sub-rule (2) shall not at any time exceed the percentage shown in Schedule II of the number of duty posts (as specified in Schedule I)
8. **Appointment by direct recruitment - (I)** A committee shall be constituted to select the suitable candidate for direct recruitment, which will include the members as specified as below:-
- (1) Additional Director/Joint Director (Geology)/Joint Director (Mineral Administration) nominated by Director Geology and Mining : Chairman
- (2) Deputy Director/Assistant Director on Deputation in the Directorate from Treasury and Accounts Services : Member
- (3) Officer In charge, Establishment Section : Member Secretary
- Committee shall have a member of Schedule Caste or Schedule Tribe, if not; a member of Schedule Caste or Schedule Tribe shall be nominated by Appointing Authority.
- (ii) **Age of physical fitness of new entrants and age of superannuation:-** In the matter of age of physical fitness for recruitment and superannuation, the same rules and policies shall apply to the new entrants into the service as are applicable to the Government Servants of comparable categories in the regular employment.

(iii) Educational Qualification: - Candidate must possess the educational qualifications prescribed for the service as shown in Schedule - III.

(iv) Disqualification:- Any attempt on the part of a candidate to obtain support for his candidature by any means may by the Appointing Authority to disqualify him for selection to the examination etc.

9. **Seniority list:-** Seniority lists of each category shall be maintained in each unit or on a State-wise, as may be decided by Government, for purposes of promotion as well as retrenchment. When an employee is transferred from one unit to another in the interest of Government work his continuity of service in the parent unit shall be taken into account in the matter of promotion or retrenchment, as the case may be.
10. **Service records:-** Proper service records of employees permanent and temporary shall be kept duly verified at unit levels in the proforma as for the non-gazetted staff of the Government.
11. **Discharge certificate:-** In case an employee leaves the service as a result of retrenchment or otherwise, he may be given, on demand, a certificate, in the following form, by the appointing authority, namely:-
- (1) Name
 - (2) Father's/Husband's Name
 - (3) Identification marks (if any)
 - (4) Total service from to
 - (5) Appointment held when leaving
 - (6) Rate of scale of pay (if any)
 - (7) Reason for quitting service

**Employees Signature or
Thumb impression**

**Seal and Designation
of Appointing Authority**

12. **Penalties.** - (i) An appropriate penalty from penalties mentioned in the Chhattisgarh Civil Service (Classification, Control and Appeal) Rules, 1966, shall be imposed upon the officers/ employees violating the conduct rules, complying with the provisions/ procedures of the Chhattisgarh Civil Service (Classification, Control and Appeal) Rules, 1966.
- (ii) The provisions of the Chhattisgarh Civil Service (Classification, Control and Appeal) Rules, 1966 shall be applicable regarding review of appeals against the penalties imposed upon.
13. **Interpretation:-** If any question arises relating to the interpretation of these rules, it shall be referred to the Government whose decision thereon shall be final.
14. **Relaxation:-** Nothing in these Rules shall be construed to limit or abridge the power of the Government to deal with the case of any of any person to whom these rules apply in such manner as may appear to it to be just and equitable:

Provided that the case shall not be dealt with in any manner less favourable to him than that provided in these Rules.

15. **Repeal and Saving:-** All rules corresponding to these rules and enforced immediately before their commencement are hereby repealed in manner of matters covered in these rules:

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

By order and in the name of the Governor of Chhattisgarh,
V. K. MISHRA, Deputy Secretary.

Schedule - I

[See Rule 5]

Classification in service, pay scale and number of posts

S.No.	Name of post included in service	No. of posts	Revised Pay Band and Pay Scale	Grade Pay	Class
(1)	(2)	(3)	(4)	(5)	(6)
Mineral Resources Department					
1.	Helper	4	Pay band - 1, Rs. 5200-20200	1900/-	Class III
2.	Driver	29	Pay band - 1, Rs. 5200-20200	1900/-	Class III
3.	Truck Driver	8	Pay band - 1, Rs. 5200-20200	1900/-	Class III
	Tractor Driver	6	Pay band - 1, Rs. 5200-20200	1900/-	Class III
4.	Chowkidar	3	1 - S, Rs. 4750-7440	1900/-	Class IV
5.	Cleaner	4	1 - S, Rs. 4750-7440	1900/-	Class IV
6.	Chainman	9	1 - S, Rs. 4750-7440	1900/-	Class IV

- Note: - (1) Three supernumerary post is included in column 3 of S.No. 1
 (2) One supernumerary post is included in column 3 of S.No. 4
 (3) Nine supernumerary post is included in column 3 of S.No. 6

Schedule - II

[See Rule 7]

Procedure of Recruitment

S.No.	Name of Department/ Name of Posts	Number of Post	Percent of post to be filled			Remarks
			Direct Recruitment	Promotion	Deputation	
1.	2.	3.	4.	5.	6.	7.
Minirel Resources Department						
1.	Helper	4	100	-	-	
2.	Driver	29	100	-	-	
3.	Truck Driver	8	100	-	-	
	Tractor Driver	6				
4.	Chowkidar	3	100	-	-	
5.	Cleaner	4	100	-	-	
6.	Chainman	9	100	-	-	

Schedule - III

[See Rule 8 (1)]

Age and qualifications of the persons of direct recruitment

Name of Department	S.No.	Name of post	Minimum age	Maximum age	Required Educational Qualification and Experience
(1)	(2)	(3)	(4)	(5)	(6)
Minirel Resourses Department	1.	Helper	18 years	30 years (35 years for local resident)	I.T.I. Exam Passed in Desel Mechanic or Machinist or Aoutomobile or Tractor Mechanic
	2.	Driver	18 years	30 years (35 years for local resident)	Passed 8th standared. Driving Licence for Light Motor Vehicle. Two years experience of driving light motor vehicle.
	3.	Truck Driver	18 years	30 years (35 years for local resident)	(1) Passed 8th standared. Driving Licence for Heavy Motor Vehicle. Two years experience of driving heavy motor vehicle.
		Driver	18 years	- Do -	(2) Passed 8th standared. Driving Licence for Tractor. Two years experience of driving Tractor.
	4.	Chowkidar	18 years	30 years (35 years for local resident)	Passed 8th standared.
	5.	Cleaner	18 years	30 years (35 years for local resident)	Passed 8th standared. Driving Licence for Heavy Motor Vehicle.
6.	Chainman	18 years	30 years (35 years for local resident)	Passed 8th standared.	