

**NOTIFICATION**  
**General Administration Department,**  
**Government of Gujarat**  
**Sachivalaya, Gandhinagar.**  
**Dated the 22<sup>nd</sup> January, 2018.**

**Constitution of India**

**No. GS/2018-(2)-RES-1085-3433-G2:** In exercise of the powers conferred by the proviso to article 309 of the Constitution of India read with the order of the President of India issued under the Ministry of Home Affairs' Order No. GSR-35-E, dated the 9<sup>th</sup> February, 1974, the Governor of Gujarat hereby makes the following rules for regulating the recruitment of Ex-Servicemen in the Gujarat state civil services and posts, namely :-

1. Short title, commencement and period of operation :- These Rules may be called the Gujarat Ex-Servicemen (Recruitment to State Civil Services and Posts) Rules, 2018.
2. Definitions :- In these rules, unless the context otherwise requires :-
  - (a) "Armed Forces of the Union" means the Naval, Military or Air Forces of the Union;
  - (b) "Disabled Ex-Serviceman" means an Ex-Serviceman who while serving in the Armed Forces of the Union was disabled in operations against the enemy or in disturbed areas;
  - (c) An "Ex-Serviceman" means a person, -
    - (i) who has served in any rank whether as a combatant or non-combatant in the Regular Army, Navy and Air Force of the Indian Union, and
      - (a) who either has been retired or relieved or discharged from such service whether at his own request or being relieved by the employer after earning his or her pension; or
      - (b) who has been relieved from such service on medical grounds attributable to military service or circumstances beyond his control and awarded medical or other disability pension; or

(c) who has been released from such service as a result of reduction in establishment;

or

(ii) who has been released from such service after completing the specific period of engagement, otherwise than at his own request, or by way of dismissal, or discharge on account of misconduct or inefficiency and has been given a gratuity; and includes personnel of the Territorial Army, namely, pension holders for continuous embodied service or broken spells of qualifying service;

or

(iii) personnel of the Army Postal Service who are part of Regular Army and retired from the Army Postal Service without reversion to their parent service with pension, or are released from the Army Postal Service on medical grounds attributable to or aggravated by military service or circumstance beyond their control and awarded medical or other disability pension;

or

(iv) Personnel, who were on deputation in Army Postal Service for more than six months prior to the 14<sup>th</sup> April, 1987;

or

(v) Gallantry award winners of the Armed forces including personnel of Territorial Army;

or

(vi) Ex-recruits boarded out or relieved on medical ground and granted medical disability pension.

(d) "Reserved Vacancies" means vacancies reserved under rule 4 for being filled by Ex-Servicemen.

Application :- These rules shall apply to all the Gujarat State Civil Services and Posts.

## 4. Reservation of Vacancies :-

- (1) One percent of the vacancies in Class I and Class II posts, ten percent of the vacancies in Class III posts and twenty percent of the vacancies in Class IV posts, including permanent vacancies filled initially on a temporary basis and temporary vacancies which are likely to be made permanent and/or are likely to continue for three months and more, to be filled in by direct recruitment in any year shall be reserved for being filled by Ex-Servicemen :

Provided that the percentage of reservation so specified for Ex-Servicemen in a category of posts shall be increased or decreased in any one recruitment year to the extent to which the total number of vacancies reserved for Ex-Servicemen, scheduled casts and scheduled tribes (including the carried forward reservations for scheduled casts and scheduled tribes) and for any other categories taken together falls short or is in excess, as the case may be, of fifty percent of the vacancies in that category of posts filled in that year :

Provided further that in case of an increase in the reservation for the Ex-Servicemen under the preceding proviso, the additional vacancies so made available for them shall be utilised first for the appointment of disabled Ex-Servicemen and if any such vacancies still remain unfilled thereafter the same shall then be made available to other Ex-Servicemen.

- (2) The Scheduled Castes, the Scheduled Tribes and the Other Backward Class candidates selected against the vacancies reserved for Ex-Servicemen shall be adjusted against vacancies reserved for Scheduled Castes, Scheduled Tribes and Other Backward Classes, respectively :

Provided that if the Scheduled Caste or the Scheduled Tribe or the Other Backward Class Ex-Servicemen is selected against the vacancy reserved for Ex-Servicemen and vacancy reserved for the Scheduled Castes or the Scheduled Tribes or the Other Backward

Classes, as the case may be, is not available to adjust such Ex-Serviceman, he shall be adjusted in future against the next available vacancy reserved for the Scheduled Castes or the Scheduled Tribes or the Other Backward Classes, as the case may be.

- (3) No vacancy reserved for Ex-Servicemen in a post to be filled otherwise than on the results of an open competitive examination shall be filled by the appointing authority by any general candidate, until and unless the said authority has obtained a 'Non-availability Certificate' from the Employment Exchange (Where a requisition is placed on an Employment Exchange) or the Director, Sainik Welfare, Gujarat.

5. Special provision regarding age limit :-

- (a) For appointment to any vacancy in class III and class IV posts in the Gujarat Government, an Ex-Serviceman shall be allowed to deduct the period of actual military service from his actual age and if the resultant age does not exceed the maximum age limit prescribed for the post for which he is seeking appointment by more than three years, he shall be deemed to satisfy the condition regarding age limit.
- (b) For appointment to any vacancy in Class I and Class II services or posts filled by direct recruitment, the upper age limit shall be relaxed by the length of military service increased by three years in the case of Ex-Serviceman and Commissioned Officers including Emergency Commissioned Officers or Short Service Commissioned Officers who have rendered at least five years military services and have been released :-
- (i) on completion of assignment (including those whose assignment is due to be completed within one year) otherwise than by way of dismissal or discharge on account of misconduct or inefficiency; or

(ii) on account of physical disability attributable to military service or on invalidment.

6. Special provision regarding educational qualification :-

(1) For appointment to any reserved vacancies in the Class IV posts of peon, Daftry, Jamadar and Record Sorter every Ex-Serviceman, who has put in not less than three years' service in the Armed Forces of the Union shall be exempted from the prescribed educational qualification.

Explanation :- In computing, for the purpose of this sub-rule, the period of service which a person has put in, in the Armed Forces of the Union any period during which he served in a Civil Department of the Government of India shall be included.

(2) For appointment to any reserved vacancy in the Class IV posts other than those referred to in sub-rule (1) the appointing authority may at its discretion relax the minimum educational qualifications, if any prescribed in respect of such posts in favour of Ex-Servicemen who are otherwise eligible for appointment to such posts.

(3) For appointment to any reserved vacancies in class III posts, a matriculate Ex-Servicemen (which term includes an Ex-Serviceman, who has obtained the Indian Army Special Certificate of Education or the corresponding certificate in the Navy or the Air force), who has put in not less than fifteen years' service in the Armed Forces of the Union may be considered eligible for appointment to the posts for which the essential educational qualification prescribed is graduation and where -

(a) work experience of technical or professional nature is not essential; or

(b) though non-technical professional work experience is prescribed essential yet the appointing authority is satisfied that the Ex-Serviceman is expected to perform the duties of

the post by undergoing on the job training for a short duration.

- (4) For appointment to any reserved vacancies in Class III and Class IV posts, where the prescribed minimum educational qualification is matriculation, the appointing authority may, at his discretion, relax the minimum educational qualifications in favour of Ex-Serviceman who has passed the Indian Army Class I examination or its equivalent examination in the Navy or the Air Force, and who has put in at least fifteen years' service in the Armed Forces of the Union and is otherwise considered fit to hold the post, in view of his experience and other qualifications.
7. Lower standard for selection :- In the case of direct recruitment, if sufficient number of candidates belonging to the Ex-Servicemen are not available on the basis of general standard to fill all the vacancies reserved for them, candidates belonging to the category Ex-Servicemen may be selected under a relaxed standard of selection to make up the deficiency in the reserved quota subject to the condition that such relaxation will not affect the level of performance by such candidates.
8. Amendment of Recruitment Rules :- All rules regulating the recruitment of persons to Class I to Class IV posts and services under the Government of Gujarat shall be subject to the provisions of these rules and shall be construed accordingly.
9. Interpretation :- If any question arises as to the interpretation of these rules, the question shall be referred to the Government in the General Administration Department for decision.

By order and in the name of the Governor of Gujarat,

*J. P. Trivedi*

(Jwalant Trivedi)

Joint Secretary to Government of Gujarat

To,

- The Principal Secretary to the Hon. Governor, Raj Bhavan, Gandhinagar.
- The Principal Secretary to the Chief Minister.

- The Principal Secretary to the Deputy Chief Minister.
- The Personal Secretaries to all Ministers/Ministers of State.
- The Personal Secretary to the Leader of Opposition Party, Gujarat Legislative Assembly, Gandhinagar.
- ❖ The Secretary, Gujarat Legislative Assembly, Gandhinagar.
- ❖ The Secretary, Gujarat Public Service Commission, Gandhinagar.
- ❖ The Secretary, Gujarat Vigilance Commission, Gandhinagar.
- ❖ The Secretary, State Information Commission, Gandhinagar.
- ❖ The Registrar, Gujarat High Court, Sola, Ahmedabad.
- ❖ The Secretary, Gujarat Civil Service Tribunal, Gandhinagar.
- ❖ The Secretary, Gujarat Subordinate Services Selection Board, Gandhinagar.
- ❖ The Secretary, Gujarat Panchayat Service Selection Board, Near Himalaya Mall, Ahmedabad.
- All Departments of Secretariate(with a request to give necessary instructions to their Head of Departments / Head of Offices.)
- The Manager, Government Central Press, Gandhinagar - with a request to publish this enclosed Notification in Part-IV-A, Gujarat Government Gazette and send 200(Two Hundred) copies to this department.
- The Legislative and Parliamentary Affairs Department - with a request to publish Gujarati translation of Notification and provide 100(Hundred) copies to this department.
- All officers and all branches of General Administration Department.
- The Select File.
- ❖ By Letter