

**HEALTH AND FAMILY WELFARE DEPARTMENT  
NOTIFICATION**

Delhi, the 31st December, 2012

**F. No. 6/59/2002/DISMH/Admn./449.**—In exercise of the powers conferred by proviso to article 309 of the constitution of India read with the Government of India, Ministry of Home Affairs O.M. No. 24/78/68-DH(S), dated 24-9-1968, and in supersession of the Delhi Health Service Rules of General Duty Medical Officer (Indian System of Medicine) Rules, 2008 notified on 21st May, 2008 except as respects the things done or omitted to be done before such supersession, the Lt. Governor, National Capital Territory of Delhi, after prior consultation with the Union Public Service Commission is pleased to frame the Delhi Health Services Rules of General Duty Medical Officer (Indian System of Medicine), in the Directorate of ISM and Homoeopathy, under the Health and Family Welfare Department, Government of National Capital Territory of Delhi, namely :—

**1. Short Title and commencement.**—(i) These rules may be called the Delhi Health Services Rules of General Duty Medical Officer (Indian System of Medicine) 2012.

(ii) They shall come into force on the date of their publication in the Official Gazette.

**2 Definitions.**—In these rules, unless the context otherwise requires—

- (a) "Commission" means the Union Public Service Commission.
- (b) "Controlling Authority" means the Health and Family Welfare Department, Government of National Capital Territory of Delhi.
- (c) "Departmental Promotion Committee" means a Group "A" Departmental Promotion Committee specified in Schedule IV for considering cases of promotion or confirmation in Group "A" posts of the service.
- (d) "Duty Post" means any post, whether permanent or temporary, specified in Schedule-II.
- (e) "Government" means the Lt. Governor of National Capital Territory of Delhi appointed by the President under Article 239 and designated as such under article 239 AA of the Constitution.
- (f) "Grade" means any of the grades specified in Schedule-I
- (g) "Schedule" means a Schedule appended to these rules.
- (h) "Service", means the Delhi Health Service of General Duty Medical Officer Indian System of Medicine.

**3. Constitution of Service.**—There shall be constituted a Service known as Delhi Health Service of

General Duty Medical Officers Indian System of Medicine (Group 'A') consisting of persons, appointed under rule 7 and rule 8 of these rules.

**4. Composition of the Service.**—All duty posts, included in the Service shall be classified as General Central Civil Service Group "A" Gazetted, non-ministerial and the grades, scales of pay, non-practicing allowance and other matters connected therewith shall be as specified in Schedule-I.

**5. Authorized Strength of the Service.**—(i) The authorized strength of the duty posts included in the various grades of the Service on the date of commencement of these rules shall be as specified in Schedule-II.

- ii. After the commencement of these rules, the authorized permanent strength of the duty posts in the various grades shall be such as may from time to time be determined by the Government.
- iii. The Government may make temporary addition to, or reduction in the strength of the duty posts in the various grades as deemed necessary from time to time.
- iv. The Government may, in consultation with the Commission, include in the Service any post other than those included in Schedule-II or exclude from the Service a post included in the said Schedule.
- v. The Government may, in consultation with the Commission, appoint an officer whose post is included in the Service under sub-rule (4), to the appropriate grade of the Service in a temporary capacity or in a substantive capacity, as may be deemed fit and fix his seniority in the grade after taking into account continuous regular service in the analogous grade.
- vi. Five percent of the total number of posts of the senior Medical Officers and Chief Medical Officers shall be included in the Service as 'leave reserve'.

**6. Members of the Service :—**

(1) The following persons shall be members of the Service, namely,

- (a) Persons appointed under sub-rule (v) of rule 5.
- (b) Persons appointed to duty posts under rule 7, and
- (c) Persons appointed to duty posts under rule 8.

(2) A person appointed under clause (b) of sub-rule (1) shall, on such appointment, be deemed to be the member of the Service in the appropriate Grade applicable to him in Schedule-II.

- (3) A person appointed under clause (c) of sub-rule (1) shall, be the member of the Service in the appropriate grade applicable to him in Schedule - II from the date of such appointment.

**7. Initial Constitution of the Service.**—(i) All the General Duty Medical Officers appointed under the Ayurveda or Unani system of medicine, Assistant Director (Ayurveda/Unani) and Deputy Director (Indian System of Medicine) on or before the commencement of these rules shall be deemed to have been appointed under these rules and they shall be members of the service in the respective grades.

- (ii) The regular continuous service of officers referred to in sub-rule (i) before the commencement of these rules shall count for the purpose of probation, qualifying service for promotion, confirmation and pension in the service.

**8. Future Maintenance of Service.**—(i) The vacancies in any of the grades referred to in Schedule-II shall be filled in the manner as herein after provided under these rules.

- i. The method of recruitment, the field of selection for promotion including the minimum qualifying service in the immediate lower grade for appointment or promotion to the posts in the respective sub-cadres shall be as specified in Schedule-III.
- iii. (a) The Departmental Promotions shall be confined to officers of the cadres.  
(b) The Departmental Promotions to higher posts shall be made on the basis of selection from amongst the officers of the service in the immediate lower grade on the recommendations of the departmental promotion Committee constituted as at Schedule-IV.
- iv. If any officer appointed to any post in the service is considered for the purpose of promotion to the higher post, all persons senior to him in the grade shall also be considered, provided they are not short of requisite qualifying/eligibility service by more than half of such qualifying/eligibility service or two years, whichever is less and have successfully completed their probation period for promotion to the next higher grade along with their juniors who have already completed such qualifying/eligibility service.
- v. (A) Except while appointing a serving officer on non-selection basis (seniority-cum-fitness), the selection of officers for maintenance of the service shall be made in consultation with the commission, and wherever necessary, on the basis of the recommendation made by Departmental promotion committee as specified in Schedule-IV.

- (B) (a) The minimum educational and other qualification, experience and age limit for appointment of various duty posts in the Service by direct recruitment shall be as specified in Schedule-V.

- (b) The promotion to the grades (other than entry grades) mentioned above shall be without linkage to vacancies.

vi. For functional purposes :—

- (a) A Senior Medical Officer when posted in a dispensary/ Hospital or in the Directorate of ISM & H shall be designated as Senior Medical Officer or as Assistant Director as the case shall be.

- (b) A Chief Medical Officer when posted in a Dispensary/Hospital or in the Directorate of Indian system of medicine and Homoeopathy shall be designated as Chief Medical Officer, or as Deputy Director as the case shall be.

- (c) The existing Assistant Director in the scale of Rs. 10,000-15,200+NPA (pre-revised)/Rs. 15,600-39,100+Grade pay Rs. 6600 (revised)+NPA and Deputy Director in the scale of pay Rs. 12,000-16,500 (pre revised)/Rs. 15,600-39,100+Grade pay Rs. 7600 (revised)+NPA, shall be deemed to have been included in the General Duty Medical Officers Cadre at the level of Senior Medical Officers in the scale of Rs. 10,000-15,200+NPA (pre-revised)/Rs. 15,600-39,100 + Grade Pay Rs. 6600 (Revised)+NPA and Chief Medical Officer in the scale of pay of Rs. 12,000-16,500 (pre revised) /Rs. 15,600-39,100+Grade pay 7600 (revised)+NPA respectively. The Assistant Director, so included in the General Duty Medical Officers Cadre at the level of Senior Medical Officers shall be eligible to be considered for appointment as Chief Medical Officers in the scale of pay of Rs. 12,000-16,500 (pre revised)/Rs. 15,600-39,100,+Grade pay of Rs. 7600 (revised)+NPA on completion of five years of regular service as Assistant Director. The Deputy Director, so included in the General Duty Medical Officers Cadre at the level of Chief Medical Officer shall be eligible to be considered for appointment in the grade of Chief Medical Officer (Non-functional Selection Grade) in the scale of pay of Rs. 14,300-18,300+NPA (pre revised)/PB IV Rs. 37,400-67000+Grade pay Rs. 8700+NPA (revised) on completion of four years regular service in the grade.

**9. Seniority.**—

- (a) The seniority of members of the service appointed to a grade at the time of initial

constitution of the service under Rule 6, shall be as obtaining on the date of commencement of these rules:

Provided that if the seniority of any such member had not been specifically determined on the said date, the same shall be determined on the basis of the rules governing the fixation of seniority as were applicable to the members of the Service prior to the commencement of these rules.

- (b) The seniority of officers recruited to posts other than those appointed under Rule 6 shall be determined in accordance with the orders issued by the Central Government in the matter from time to time.
- (c) The seniority of persons recruited to the service in accordance with sub-rule (5) of Rule 5 shall be fixed in the matter provided therein.
- (d) In cases not covered by the above provisions, seniority shall be determined by the Government in consultation with the Commission.

**10. Probation.**—(i) Every officer appointed to the Service by direct recruitment shall be on probation for a period of one year :

Provided that the controlling authority may extend the period of probation in accordance with the instructions issued by Government from time to time :

Provided further that any decision for extension of a probation period shall be taken ordinarily within eight weeks after the expiry of the previous probationary period and communicated in writing to the concerned officer together with the reasons for so doing within the said period.

- ii. On completion of the probation or any extension thereof, officers shall if considered fit, may be confirmed against the post, if not already confirmed in the entry grade.
- iii. If during the period of probation or any extension thereof, as the case may be Government is of the opinion that an officer is not fit for permanent appointment, Government may discharge or revert the officer to the post held by him prior to his appointment in the Service, as the case may be.
- iv. During the period of probation, or any extension thereof candidates may be required by Government to undergo such courses of training and instructions and to pass such examinations and tests (including examination in Hindi) as Government may deem fit as

condition for satisfactory completion of probation.

- v. As regards other matters relating to probation, the members of the Service will be governed by the instructions issued by the Government of India in this regard from time to time.

**11. Appointment to the Service.**—All appointments to the Service shall be made by the Controlling Authority.

**12. Liability for Service and other conditions of Service.**—

- i. Officers appointed to the Service shall be liable to serve anywhere in Delhi.
- ii. (2) Private Practice prohibited :—
- iii. Persons appointed to the service shall not be allowed private practice of any kind whatsoever including any consultation and laboratory practice.
- iv. Such persons shall be entitled to a Non-practising allowance at the rate specified in Schedule-I.
- v. The conditions of service of the members of the service in respect of matters not expressly provided for in these rules, shall, mutatis mutandis and subject to any special orders issued by the Government in respect of the Service, be the same as those applicable to Officers of the Central Civil Services in general.

**13. Disqualification.**—No person, shall be eligible for appointment to the Service.

- i. who has entered into or contracted a marriage with a person having a spouse living, or
- ii. who, having a spouse living has entered into or contracted a marriage with any person :

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

**14. Powers to relax.**—Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order for reasons to be recorded in writing, and in consultation with the Commission, relax any of the provisions of these rules with respect to any class or category of persons.

**15. Saving Clause.**—“Nothing in these rules shall affect reservations, relaxation of age-limit and other concessions required to be provided for the Scheduled Caste, Schedule Tribes, Other Backward Class, Ex-servicemen and other special categories of persons in accordance with the orders issued by the Government from time to time in this regard”.

16. **Interpretation.**—If any question relating to the interpretation of these rules arises, the Government shall decide it in consultation with the Commission.

**SCHEDULE-I**

Grade, Scales of Pay and Non-Practicing Allowance etc. of Group-A Posts included in the Delhi Health Service of General Duty Medical Officer (Ayurveda/Unani):—

S. No.	Grade	Scale of Pay
(i)	Chief Medical Officer (Non functional Selection Grade)	PB-4 [Rs. 37,400-67,000] Grade Pay Rs. 8700
(ii)	Chief Medical Officer	PB-3 [Rs. 15,600-39,100] Grade Pay Rs. 7600
(iii)	Senior Medical Officer	PB-3 [Rs. 15,600-39,100] Grade Pay Rs. 6600
(iv)	Medical Officer	PB-3 [Rs. 15,600-39,100] Grade Pay Rs. 5400

**(II) Non-Practice Allowance :—**

Rates of Non-Practicing Allowance admissible as per orders issued from time to time by the Government.

**(III) Annual Allowance :—**

Post Graduate Allowance/Conveyance allowance/Annual allowance admissible as per orders issued from time to time by the Government.

**SCHEDULE-II**

Authorized strength of Delhi Health Service of General Duty Medical Officer Indian System of Medicine (Ayurveda/Unani) cadre :—

S. No.	Designation	No. of Posts
1.	Directorate of Indian System of Medicine and Homoeopathy	
	Chief Medical Officer	1
	Senior Medical Officer	2
	Medical Officer	42
	<b>Total</b>	<b>45</b>

**SCHEDULE-III**

The method of recruitment, field of selection for promotion and the minimum qualifying service in the immediate lower grade or promotion of officers to Group "A" duty posts in the Delhi Health Service of General Duty Medical Officer Indian System of Medicine (Ayurveda/Unani) :—

Sl. No.	Name of the Post	Method of recruitment for Promotion	Field of Selection and Minimum qualifying service
(1)	(2)	(3)	(4)
1.	Chief Medical Officer (Non-Functional Selection Grade) PB-4 [Rs. 37400-67000]+ G.P. Rs. 8700	100% By promotion on non-selection basis without linkage to vacancies subject to seniority-cum-fitness.	<b>Promotion :</b> On completion of thirteen years of regular service in Group "A" posts or on completion of four years of regular service as Chief Medical Officer/Deputy Director (ISM) in the Grade Pay of Rs. 7600 PB-3 including service rendered in the pre-revised pay scale of Rs. 12,000-16,500 without linkage to vacancies.
2.	Chief Medical Officer PB-3 [Rs. 15600-39100]+ G.P. Rs. 7600	100% By promotion on non-selection basis without linkage to vacancies subject to seniority-cum-fitness.	On completion of five years of regular service as Senior Medical Officer/ Assistant Director (ISM) in the Grade Pay of Rs. 6600 in PB-3 including service rendered in the pre-revised scale of Rs. 10,000-15,200 or on completion of nine years of combined regular service as Medical officer and Senior Medical Officer/Assistant Director (ISM) of which at least two years shall be as Senior Medical Officer/Assistant Director (ISM), without linkage vacancies.

4871 24/12-4

(1)	(2)	(3)	(4)
			<b>Note :</b> The existing Deputy Director (ISM) who has been regularly appointed in the scale of Rs. 12,000—16,500 shall be included in the GDMO cadre at CMO level in the initial constitution.
3.	Senior Medical Officer PB-3 (Rs. 15600-39100)+ GP Rs. 6600	100% By promotion on Non-Selection basis without linkage to vacancies subject to seniority-cum-fitness	On completion of four years of regular service as Medical Officer in Grade Pay of Rs. 5400 in PB-3 including the service rendered in the pre-revised scale of Rs. 8000—13,500.
4.	Medical Officer PB-3 (Rs. 15600-39100)+ GP Rs. 5400	By direct recruit on the basis of a written examination to be conducted by the Union Public Service to be followed by an interview through Union Public Service Commission in accordance with age-limit and educational qualifications and experience as may be prescribed in consultation with the Union Public Service Commission	See Schedule V for qualification, experience and age-limit, etc.

**Note :**—Promotion shall be on "Non-Selection" basis. The departmental promotions shall be confined to officers of the same sub-cadres. The Ayurveda and Unani shall be two separate sub-cadres for all purposes.

#### SCHEDULE-IV

Group 'A' Departmental Promotion Committee for considering the cases of promotion or confirmation in Group "A" posts in the Delhi Health Service of General Duty Medical Officer (Indian System of Medicine) :—

##### A. Departmental Promotion Committee for Chief Medical Officer (Non-functional Selection Grade)

- |     |  |           |
|-----|--|-----------|
| (a) | Chief Secretary, Government of NCT of Delhi                      | —Chairman |
| (b) | Secretary concerned in GNCT of Delhi                             | —Member   |
| (c) | HOD concerned unless he is ex-officio Secretary in GNCT of Delhi | —Member   |

##### Chief Medical Officer

- |     |  |           |
|-----|--|-----------|
| (a) | Chief Secretary, Government of NCT of Delhi                      | —Chairman |
| (b) | Secretary concerned in GNCT of Delhi                             | —Member   |
| (c) | HOD concerned unless he is ex-officio Secretary in GNCT of Delhi | —Member   |

##### Senior Medical Officer

- |     |  |           |
|-----|--|-----------|
| (a) | Chief Secretary, Government of NCT of Delhi                      | —Chairman |
| (b) | Secretary concerned in GNCT of Delhi                             | —Member   |
| (c) | HOD concerned unless he is ex-officio Secretary in GNCT of Delhi | —Member   |

##### B. Confirmation Medical Officer (Ayurveda/Unani)

- |     |  |           |
|-----|--|-----------|
| (a) | Chief Secretary, Government of NCT of Delhi                      | —Chairman |
| (b) | Secretary concerned in GNCT of Delhi                             | —Member   |
| (c) | HOD concerned unless he is ex-officio Secretary in GNCT of Delhi | —Member   |

**Note 1 :** The nominee officer should be normally at least one level above the level for which the persons are to be considered for promotion.

## SCHEDULE-V

S. No.	Name of the Post	Age	Educational and other qualification required
(1)	(2)	(3)	(4)
1.	Medical Officer (Ayurveda/Unani) [PB-3][Rs. 15600-39100]+ GPRs. 5400+NPA	Not exceeding 35 years <b>Note : 1</b> Relaxable for Government Servants by 5 years in accordance with instructions issued by the Central Government. <b>Note : 2</b> The crucial date for determining the age-limit shall be the closing date for receipt or applications from candidates in India (and not the closing date prescribed from those in Assam, Meghalaya, Arunachal Pradesh, Mizoram, Manipur, Nagaland, Tripura, Sikkim, Ladakh Division of J&K State, Lahaul and Spiti District and Pangi Sub-division of Chamba District of Himachal Pradesh, Andaman and Nicobar Islands or Lakshadweep)	<b>Essential :</b> (i) Degree in Ayurveda/Unani of a recognized University or Statutory State Board/Council of equivalent recognized under the Indian Medicine Central Council Act, 1970 (48 of 1970). (ii) Enrolment on State Register or Central Register of Ayurveda/Unani <b>Note :</b> Qualifications are relaxable at the discretion of UPSC in case of candidates otherwise well qualified.
2.	Senior Medical Officer (Ayurveda/Unani)	Not Applicable	Not Applicable
3.	Chief Medical Officer (Ayurveda/Unani)	Not Applicable	Not Applicable
4.	Chief Medical Officer (Ayurveda/Unani) NPSG	Not Applicable	Not Applicable

By Order and in the Name of the Lt. Governor of  
National Capital Territory of Delhi,

S. K. SACHAN, Dy. Secy.

**गृह ( पुलिस-II ) विभाग  
अधिसूचना**

दिल्ली, 31 दिसम्बर, 2012

सं. फा. 8/504/2012/गृह पुलिस-II/7681.—गृह मंत्रालय, भारत सरकार की दिनांक 20 मार्च, 1974 की अधिसूचना संख्या 11011/2/74-यू.टी.एल. (1) के साथ पठित दण्ड प्रक्रिया संहिता, 1973 (1974 की संख्या 2) की धारा 24 की उप-धारा (8) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, राष्ट्रीय राजधानी क्षेत्र, दिल्ली सरकार की तरफ से श्री दयान कृष्णन, अतिरिक्त स्थायी अधियोजक (अपराध), राष्ट्रीय राजधानी क्षेत्र, दिल्ली सरकार एवं श्री राजीव मोहन, अतिरिक्त लोक अधियोजक, राष्ट्रीय राजधानी क्षेत्र, दिल्ली सरकार को केस-एफआईआर संख्या 413/2012 की उप-धारा 365/376 (2)(जी)/377/394/34 भा. द. सं. की पुलिस स्टेशन वसंत विहार, नई दिल्ली में (सामूहिक बलात्कार) केस के संभालन के लिए राज्य (दिल्ली सरकार) की तरफ से विशेष लोक अधियोजक के रूप में नियुक्त करते हैं। इसके लिए किसी भी प्रकार का कोई पारिश्रमिक शुल्क का भुगतान नहीं किया जावेगा।

राष्ट्रीय राजधानी क्षेत्र दिल्ली के उपराज्यपाल  
के आदेश तथा उनके नाम पर,  
बी. के. तिवारी, उप-सचिव (गृह)

**HOME (POLICE-II) DEPARTMENT  
NOTIFICATION**

Delhi, the 31st December, 2012

No. F. 8/504/2012/HP-II/7681.—In exercise of the powers conferred by sub-section (8) of Section 24 of the Code of Criminal Procedures, 1973 (2 of 1974), read with the Government of India, Ministry of Home Affairs Notification No. 11011/2/74/UTL(i), dated the 20th March, 1974, the Lt. Governor of the National Capital Territory of Delhi, is pleased to appoint, Shri Dayan Krishnan, Additional Standing Counsel (Cr.), Government of National Capital Territory of Delhi and Shri Rajiv Mohan, Additional Public Prosecutor, Government of National Capital Territory of Delhi, as Special Public Prosecutors to conduct the case FIR No. 413/12 u/s 365/376 (2)(G)/377/394/34 IPC PS Vasant Vihar, New Delhi, (Gang rape case), on behalf of State (Government of National Capital Territory of Delhi), in the Court of competent jurisdiction. No remuneration shall be paid.

By Order and in the Name of the Lt. Governor  
of the National Capital Territory of Delhi,  
B. K. TIWARI, Dy. Secy. (Home)