

**PERSONNEL AND ADMINISTRATIVE REFORMS SECRETARIAT**

**NOTIFICATION**

**No. DPAR 78 SCA 2011, Bangalore, dated: 13.10.2011**

Whereas the draft of the following rules further to amend the Karnataka Civil Services (Appointment on Compassionate Grounds) Rules, 1996, was published as required by clause (a) of sub-section (2) of section 3 of the Karnataka State Civil Services Act, 1978 (Karnataka Act 14 of 1990) in Notification No. DPAR 78 SCA 2011 dated: 06.09.2011 in part IV A (P.R.No. 808) of the Karnataka Gazette dated: 08.09.2011 inviting objections and suggestions from all persons likely to be affected thereby within fifteen days from the date of its publication in the Official Gazette.

Whereas, the said Gazette was made available to the public on 08.09.2011.

And whereas, no objections and suggestions have been received in this behalf by the State Government.

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 3 read with section 8 of the Karnataka State Civil Services Act, 1978 (Karnataka Act 14 of 1990) the Government of Karnataka hereby makes the following rules, namely:-

**RULES**

**1. Title and Commencement.-** (1) These rules may be called the Karnataka Civil Services (Appointment on Compassionate Grounds) (Sixth Amendment) Rules, 2011.

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

**2. Amendment of rule 1:-** In rule 1 of the Karnataka Civil Services (Appointment on Compassionate Grounds) Rules, 1996 (hereinafter referred to as the said rules), in sub-rule (3), after the words "deceased Government servant", the words "or a Government servant retired on medical grounds" shall be inserted.

**3. Insertion of new rule 3A.-** After rule 3 of the said rules, the following shall be inserted, namely:-

**"3A. Appointment of dependents of Government servant retired on medical grounds.-**

(1) Without prejudice to the generality of these rules, dependents of the Government servant retired on medical grounds shall be eligible for appointment on compassionate grounds.

(2) All conditions of eligibility, conditions of appointment and the procedure of application and appointment except rule 9 as applicable to dependents of deceased Government servant under these rules shall mutatis mutandis apply to the dependents of the Government servant retired on medical grounds with effect from the date of his retirement on medical grounds.

Provided that all eligible dependents of Government servant retired on medical grounds on the date of commencement of the Karnataka Civil Services (Appointment on Compassionate Grounds) (Sixth Amendment) Rules, 2011 may apply within one year from the date of commencement of the said rules.

**Explanation.-** For the purpose of these rules,

- (i) "Government servant retired on medical grounds" means a Government servant who on the ground of bodily or mental infirmity is permanently incapacitated while on duty for public service and retired on medical grounds as per the provisions of the Karnataka Civil Services Rules on or after the 1<sup>st</sup> day of January, 2010, as certified by the Medical Board constituted by the Department of Health and Family Welfare at district and taluk level.
- (ii) The words "while on duty" includes his journey to and from his place of residence to the place of work.
- (iii) The words "dependents" and "family members" defined in respect of deceased Government servant shall also be construed as dependents of a Government servant retired on medical grounds.
- (iv) In these rules, wherever the words "widow" or "widower" occurs in respect of deceased Government servant, it shall be construed as "wife" or "husband" of the Government servant retired on medical grounds.

By Order and in the name of the Governor of Karnataka,

**DEVARAJU**

Under Secretary to Government,  
Department of Personnel and Administrative  
Reforms (Service Rules-1)