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The Gazette of Puducherry

PART - II

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(18 Magha 1940)

GOVERNMENT OF PUDUCHERRY LAW DEPARTMENT

(G.O. Ms. No. 2/2019-LD, Puducherry, dated 29th January 2019)

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Government of India, Ministry of Law, Justice and Company Affairs (Department of Justice) Notification No. 30/16/76-Jus., dated 31st August, 1979 and all other powers enabling her in this behalf, the Lieutenant-Governor, Puducherry, on the recommendations of the Hon'ble High Court of Judicature at Madras is pleased to make the following rules further to amend the Puducherry Judicial Service (Cadre and Recruitment) Rules, 2008

issued *vide* Notification under G.O. Ms. No. 8/08-LD, dated 8th April, 2008 of the Law Department, Government of Puducherry and published as Supplement to the Gazette No.18, dated 29th April, 2008, namely:—

1. Short title and commencement.— (1) These rules may be called the Puducherry Judicial Service (Cadre and Recruitment) Amendment Rules, 2019.

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

2. Amendment of rule 21.— In the Puducherry Judicial Service (Cadre and Recruitment) Rules, 2008, in rule 21, for the existing sub-rules (2) and (3), the following shall be substituted, namely:—

"(2) 4% of the vacancies reserved for the persons with "Benchmark Disabilities" in the cadre of Civil Judge as per (i) the "Rights of Persons with Disabilities Act, 2016 (Central Act 49 of 2016)" and (ii) Official Memorandum No. 36035/02/2017-Estt. (Res), dated 15-01-2018 of the Ministry of Personnel, Public Grievances and Pensions, Department of Personnel and Training, Government of India, shall be available only for the following category of persons and only at the time of their initial direct recruitment into the category of posts mentioned under these rules,-

(i) 1% for the persons in the following category of disabilities alone under the category of "Locomotor Disability" (as defined in the Schedule appended to the Rights of Persons with Disabilities Act, 2016),-

- (a) Locomotor Disability of one arm, one leg and both legs;
- (b) Leprosy cured person;
- (c) Dwarfism;
- (d) Acid Attack Victims.

(ii) 1% for the persons with "Low Vision" under the category of "Visual Impairment" (as defined in the Schedule appended to the Rights of Persons with Disabilities Act, 2016).

(iii) 1% for the persons with "hard of hearing" under the category of "Hearing Impairment" (as defined in the Schedule appended to the Rights of Persons with Disabilities Act, 2016).

(iv) remaining 1% for the persons mentioned in the above clauses (i) (ii) and (iii), on rotation basis.

Explanation: The roster points meant for the candidates with Benchmark Disabilities mentioned in sections 34 (1) (d) and 34 (1) (e) of the Act, shall be allotted to the candidates in categories (i) to (iii) mentioned above, in the same order.

Provided that the candidates who perform the following physical activities alone are eligible for the post of Civil Judges, by direct recruitment.

- S - Work performed by Sitting;
- ST - Work performed by Standing;
- W - Work performed by Walking;
- C - Work performed by Seeing;
- H - Work performed by Hearing;
- RW - Work performed by Reading and Writing;
- OA - One Arm;
- OL - One Leg;
- BL - Both Legs.

Provided further that no person shall be eligible for the reservation under the Rights of Persons with Disabilities Act, 2016 (Central Act 49 of 2016), unless he/she produces a certificate of physical fitness from the Medical Board/Authority concerned prescribed under the "Rights of Persons with Disabilities Act, 2016" (Central Act 49 of 2016) to the effect that his handicap will not affect the effective functioning of the duties of the post to which he/she has been selected and also satisfies the High Court that his/her disability will not affect the effective functioning of the duties of the post to which he/she has been selected."

(By order of the Lieutenant-Governor)

J. JULIET PUSHPA,
Secretary to Government (Law).

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