



**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services-Assignment of notional dates of seniority- Consideration for further promotion-Instructions-Issued.

GENERAL ADMINISTRATION (SERVICES) DEPT

G.O.Ms.No.354.

Date 11-05-1990

Read the following:

G.O.Ms. No.62, General Administration (DPC-I) Dept., dated 8-2-1989.

ORDER:

A P U S

According to the provisions contained in rule 36 in Para-II of the Andhra Pradesh State and Sub-Ordinate Services Rules, the State Government may revise the list of approved candidates for appointment or promotion as per the stipulations contained therein. Normally, the revision should be done within six months from the date of appointment of the persons concerned. However, in a few cases, it becomes necessary to revise the lists of approved candidates even after three or four years. It is now therefore,

well settled that a notional date of promotion can be given whenever it is found that the claims of the member of service for such promotion in due turn were ignored without justification and the competent authority or the court dealing with the said claim upheld the plea and directed such promotion, such retrospective notional service is given in order to compensate the Officer by reckoning such period during which he was deprived of promotion as deemed promotion to render effective justice to him. Such deemed period must necessarily mean, period during which he was not on duty and indeed could not have been on duty. In this connection, in cases where a review has been undertaken and the 1st of approved candidates has been revised, the two issues, which normally emerge for consideration, are whether the notional date or promotion to a member of service can be taken into consideration:

- a) for computing, the qualifying length of service in a category prescribed in the relevant rules for promotion to a next higher category: and
 - b) Whether such notional service can be counted for the purposes of probation in the promotional category.
2. Whether such a restoration of promotion is made retrospectively, such restoration normally includes the service benefits which would accrue to a member of service

had he been promoted in the normal course. In the case of normal course of promotion, the duty period would have been reckoned for computing the minimum qualifying service as well as for other purposes like probation, sanction of increments etc. In this connection the procedure/practice followed in Government of India and the State Government of Karnataka and Tamilnadu has been examined carefully. After careful

consideration of all the aspects the Government have decided that the notional date of promotion may be taken into consideration for computing the qualifying length of service in the feeder category for promotion to the next higher category and that the notional service may be counted for the purpose of declaration of probation also in the feeder category.

3. In this context where notional promotions are decided to be given with retrospective effect, the orders issued is the G.O.Ms. No.62.General Administration (DPC-I) Department, dated the 8th February, 89 shall also be kept in view an the . pane prepared on review/revision by the inclusion of fresh names should be restricted or limited to the number of persons whose names are included in the original panel If, in the process of review/revision, it is decided to include the names of certain number of persons in the panel, the names of an equal number of persons included at the end of the original panel should be deleted from the same.

4. Necessary amendments in this regard will be issued to the Andhra Pradesh State and Subordinate Services Rules by the General Administration (services-D) Department, separately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.R. NAIR,
Chief Secretary to Government