

**GOVERNMENT OF RAJASTHAN
DEPARTMENT OF PERSONNEL
(GROUP A-II)**

No. F.2(7)DOP/A-II/90

Jaipur, Dated- 09.2.2024

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Rajasthan hereby makes the following rules further to amend the Rajasthan Prosecution Subordinate Service Rules, 1978, namely:-

1. Short title and commencement.- (1) These rules may be called the Rajasthan Prosecution Subordinate Service (Amendment) Rules, 2024.

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

2. Substitution of rule 11.- The existing rule 11 of the Rajasthan Prosecution Subordinate Service Rules, 1978, hereinafter referred to as the said rules, shall be substituted by the following, namely:-

"11. Age.- A candidate for direct recruitment to a post enumerated in the Schedule-I must have attained the age of 21 years and must not have attained the age of 40 years on the first day of January next following the last date fixed for receipt of applications:

Provided that,-

- (i) the upper age-limit mentioned above shall be relaxed by,-
 - (a) 5 years in the case of male candidates belonging to the Scheduled Castes, Scheduled Tribes, Backward Classes, More Backward Classes and Economically Weaker Sections;
 - (b) 5 years in the case of woman candidates belonging to General Category; and
 - (c) 10 years in case of woman candidates belonging to the Scheduled Castes, Scheduled Tribes, Backward Classes, More Backward Classes and Economically Weaker Sections;
- (ii) the upper age limit mentioned above shall not apply in the case of an ex-prisoner who had served under the Government on a substantive basis on any post before his/ her conviction and was eligible for appointment under these rules;
- (iii) the upper age limit mentioned above shall be relaxed by a period equal to the term of imprisonment served by him/her in case of ex-prisoner who was not overage before his conviction and was eligible for appointment under these rules;
- (iv) the persons appointed temporarily to a post in the service shall be deemed to be within the age limit, if they were within the age limit when they were initially appointed even though they have crossed the age limit when they appear finally before the Commission/Appointing Authority and shall be allowed upto two chances, had they been eligible as such at the time of their initial appointment;
- (v) the upper age limit mentioned above shall be relaxed by a period equal to the

any

- service rendered in the N.C.C in the case of Cadet Instructors and if the resultant age does not exceed the prescribed maximum age limit by more than three years, they shall be deemed to be within prescribed age limit;
- (vi) the released Emergency Commissioned Officers and Short Service Commissioned after release from the Army shall be deemed to be within the age limit even though they have crossed the age limit when they appear before the Commission/Board had they been eligible as such the time of the joining the Commission in the Army;
 - (vii) the upper age limit for the persons serving in connection with the affairs of the State, Panchayat Samities, Zila Parishads and in the State Public Sector Undertakings/ Corporation in substantive capacity shall be 40 years.;
 - (viii) there shall be no upper age-limit in the case of widow and divorced women.
Explanation: In the case of a widow, she will have to furnish a certificate of death of her husband from the Competent Authority and in the case of divorcee, she will have to furnish the proof of divorce;
 - (ix) if a candidate would have been entitled in respect of his/her age for direct recruitment in any year in which no such recruitment was held, he/she shall be deemed to be eligible in the next following recruitment, if he/ she is not over age by more than 3 years; and
 - (x) the person who was within the age limit on 31.12.2020 shall be deemed to be within the age limit upto 31.12.2024."

3. Substitution of rule 21A.- The existing rule 21A of the said rules shall be substituted by the following, namely:-

"21A. Scheme of Examination and Syllabus.- (1) The competitive examination for the recruitment to the post of Assistant Prosecution Officer shall be conducted by the Commission in two stages i.e. Preliminary examination and Main examination as per the scheme specified in Schedule-II. The marks obtained in the Preliminary examination by the candidates who are declared qualified for admission to the main examination will not be counted for determining their final order of merit.

(2) The number of candidates to be admitted to the main examination will be fifteen times the total number of vacancies (Category wise) to be filled in the year but in the said range all those candidates who secure the same marks as may be fixed by the Commission for any lower range will be admitted to the Main examination:

Provided that, if the Commission is of the opinion that sufficient number of candidates belonging to reserved category are not available on the basis of general standard for appearing in the Main examination, relaxed standard may be applied by the Commission for admitting candidates belonging to such reserved category so that sufficient number of candidates in that category are available to appear in the Main examination. For this purpose, the zone of consideration of fifteen times the total approximate number of vacancies shall stand relaxed. However, candidates so additionally qualified for the main examination will be eligible for selection to the posts reserved for respective categories only.

Note: For the purpose of this rule "reserved category" means any such category for which reservation, either horizontal or vertical is applicable.

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(3) The Commission shall not recommend any candidate who has failed to appear in any of the written papers.

(4) Syllabus shall be such as specified in Schedule-II.”

4. Amendment of rule 22.- In rule 22 of the said rules, for the existing expression "on the basis of aggregate marks obtained in examination and interview", the expression "on the basis of marks obtained in examination" shall be substituted.

5. Substitution of Schedule-I.- The existing Schedule-I appended to the said rules shall be substituted by the following, namely:-

"Schedule-I

S. No	Name of the post	Method of recruitment with percentage	Minimum qualification	Post from which promotion is to be made	Minimum qualification and experience for promotion	Remarks
1	2	3	4	5	6	7
1.	Assistant Prosecution Officer	100% by direct recruitment	Degree in law (Professional) or Integrated Law Course from a University established by law in India.	-	-	-

Note: The Assistant Prosecution Officer appointed under these rules shall be deemed to be Assistant Public Prosecutor for the purpose of section 25 of the Code of Criminal Procedure, 1973.”

6. Substitution of Schedule-II.- The existing Schedule-II appended to the said rules shall be substituted by the following, namely.-

**“ Schedule-II
(see rule 21A)**

Scheme and Syllabus of competitive examination for the post of Assistant Prosecution Officer

1. The examination scheme for recruitment to the post of Assistant Prosecution Officer shall consist of an objective type preliminary examination and a written main examination.
2. The preliminary examination shall be objective type examination in which 70% weightage will be given to the subjects prescribed in syllabus for law Paper and 30% weightage shall be given to test proficiency in Hindi and English language. The marks obtained in the preliminary examination shall not be counted towards the final selection.

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3. The main examination shall consist of the following subjects:-

Paper	Subjects	Marks	Time
I	Law	300	3 Hours
II	Language		2 Hours
	1. General Hindi	50	
	2. General English	50	

4. The minimum qualifying marks for each paper shall be 40%:

Provided that the percentage fixed as above shall be relaxed by 5% for the candidates belonging to the Scheduled Castes and Scheduled Tribes.

5. The standard of the paper-II will be that of Senior Secondary level.

6. It shall be compulsory to appear in each and every paper of written test.

7. Law paper is designed to test practical knowledge of the candidates in criminal law and procedure and framing charges in criminal cases.

8. The syllabus for competitive examination shall include the following :-

Paper	Subjects
Paper I – Law	<ol style="list-style-type: none">1. The Indian Penal Code, 1860;2. The Indian Evidence Act, 1872;3. Code of Criminal Procedure, 1973;4. The Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989;5. The Protection of Children from Sexual Offences Act, 2012;6. The Juvenile Justice (Care and Protection of Children) Act, 2015;7. The Probation of Offenders Act, 1958;8. The Arms Act, 1959;9. The Rajasthan Excise Act, 1950;10. The Rajasthan Public Examination (Prevention of Unfairmeans) Act, 1992; and11. The Rajasthan Public Examination (Measures for Prevention of Unfair Means in Recruitment) Act, 2022.
Paper II – Language	<ol style="list-style-type: none">1. General Hindi2. General English

Note: Detailed syllabus of each paper for the examination will be as specified by the Commission, from time to time and shall be intimated to the candidates within the stipulated time and in the manner as the Commission may deem fit.”

By Order and in the name of the Governor,

(Jai Singh)

Joint Secretary to the Government.