



HARYANA STATE LAW COMMISSION

**1st Floor, DHL Square, Plot No. 9, HSIIDC IT
Park, Sector 22, Panchkula (HR)-134109,
Telephone No.0172-4004268**

FORTY-SECOND REPORT

Recommendation to enact the Haryana Staff Selection Commission Act, 2026.

Government of Haryana

HARYANA STATE LAW COMMISSION

**Justice H.S. Bhalla,
Chairperson**

**Mr. Inderjeet Mehta,
Member**

**Dr. Sarika Gupta,
Member**

**Mr. Prashant Deshta,
Member Secretary**

**Mr. Bhupinder Singh,
Registrar**

Government of Haryana

HARYANA STATE LAW COMMISSION

FORTY-SECOND REPORT

17th September, 2026

RECOMMENDATION TO ENACT THE HARYANA STAFF SELECTION COMMISSION ACT, 2026.

For the proper efficient and smooth working of welfare State, it is necessary to select able, worthy and hardworking personnel for appointment to certain posts in administrative departments of the State. It is also more important to ensure the quality of selection, its impartiality and transparency in their selection. Though the institution of Haryana Public Service Commission is present at Constitutional Level but due to increased pressure on its working, difficulty is being realised regarding selection on Group C and D posts. In the past, selection on Group C and D posts was being done under the direct supervision of the State Government but Head

of Departments has to devote much time for the above selection which is severely affecting the Government works as well as the works of public interest. Due to these reasons, it is dire necessity to establish the Subordinate Service Selection Commission consisting of the Chairman and Members similar to that of Haryana Public Service Commission for timely selection on certain Group C and D posts. It has, therefore, been decided to make a law to provide for the establishment of Haryana Staff Selection Commission for the selection of Group C and D posts in the State of Haryana.

It has come to the notice of the Haryana State Law Commission that earlier the Haryana Staff Selection Commission Act, 2004 (Haryana Act No.28 of 2004) was enacted by the Legislature of State of Haryana which was later on repealed in 2005 vide Haryana Staff Selection Commission (Repeal) Act, 2005 (Haryana Act No.3 of 2005). Therefore, necessity arose to enact the Haryana Staff Selection Commission Act, 2026. Consequently, the Haryana State Law Commission has prepared draft the Haryana Staff Selection Commission Act, 2026 for consideration of the State of Haryana, as follows: -

THE HARYANA STAFF SELECTION COMMISSION ACT, 2026

1. Short title and commencement. -

(1) This Act may be called the Haryana Staff Selection Commission Act, 2026.

(2) It shall be deemed to have come into force from the date to be notified by the Government in the Official Gazette.

2. Definitions. - (1) In this Act, unless the context otherwise requires, -

(a) "Commission" means the Haryana Staff Selections Commission constituted under Section 3 of this Act;

(b) "Governor" means the Governor of the State of Haryana;

(c) "Government" means the Government of the State of Haryana;

(d) "Member" means the Member of the Commission and includes the Chairman;

(e) "Secretary" means the Secretary of the Commission.

(2) The words and expressions not defined in this Act but defined in Haryana Civil Services Rules,

2016 shall have the same meaning as respectively assigned to them in the said rules.

3. Constitution of Commission. - The Commission shall consist of six Members, including Chairman, as follows: -

(1) at least two Members shall be an Advocate having at least seven years of experience as an Advocate.

(2) two Members shall be the persons with distinguished experience of working in the field of education of at least seven years.

(3) two Members shall be persons with distinguished experience in the field of social work, health, psychology, child and women welfare, sociology or any other social science discipline of at least seven years.

4. Mode of appointment of Chairman and Members. -

(1) The Chairman and the Members of the Commission shall be appointed by the Government on the recommendations of the collegium which shall consist of a Minister of the Cabinet rank (to be nominated by the Chief Minister), the Chief Secretary to Government, Haryana and the Financial Commissioner, Revenue, Haryana.

(2) The collegium shall evolve its own procedure in recommending the name/names of Chairman/Members to the Chief Minister, who would make the final selection for the purpose of making the appointment by the Government.

5. **Oath.** - Every Chairman/Member of the Commission shall be required to take oath of allegiance, oath of the office and oath of the secrecy in the form shown in Annexure-I. The oath will be administered to the Chairman of the Commission by the Chief Minister and to the Members by the Chairman of the Commission.
6. **Pay Scale.** - The pay scales of Chairman and the Members shall be equal to that of the Chief Secretary and Principal Secretary to the Government of Haryana respectively.
7. **House Rent Allowances or Government Accommodation.** - The Chairman and Members shall be entitled to Government accommodation of the same category and under the same terms and conditions as applicable to the Chief Secretary to Government, Haryana and Principal Secretary to the Government, Haryana:

Provided that when a Member does not want to avail Government accommodation or residing in his own house or hire a private accommodation shall be entitled to house rent allowances at the rate and

terms and conditions determined by Government for IAS officers from time to time.

- 8. Tenure of office.** - The Chairman and Members shall hold office for a term of three years and the State Government may, on a one-time basis, extend the tenure of office for a further period of three years:

Provided that the Chairman or Members shall hold office for a term of three years from the date on which he entered upon his office or until he attains the age of 70 years, whichever is earlier and shall be eligible for extension for a period of three years.

- 9. Removal and resignation.** – (1) The Chairman or any Member may, by notice in writing under his hand addressed to the Government, resign his office.

(2) The Chairman or any Member may be removed from his office by order of the Government if he: -

- (a) becomes an undischarged insolvent;
- (b) is convicted and sentenced to imprisonment for an offence, which in the opinion of the State Government, involves moral turpitude;
- (c) becomes of unsound mind and stands so declared by a competent Court;
- (d) refused to act or becomes incapable of acting.

(3) on a controversy regarding the disqualification of a Member, the decision of the Government shall be final.

10. Leave, Travelling and Medical Facilities. – (1)

Traveling Allowances and Daily allowance to Chairman and Members shall be admissible when travelling on duty equal to the rate and terms and conditions as applicable to the Chief Secretary to Government, Haryana and Principal Secretary to the Government, Haryana respectively.

(2) The facility of medical reimbursement for treatment shall be admissible to the Chairman, Members and only those Ex-Members of the Commission who are pensioners under this Act equal to the rate and terms and conditions as applicable to IAS officers and IAS pensioners of Haryana Government, as the case may be.

(3) Leave Travel Concession to the Chairman and members of the commission shall be admissible equal to the rate and terms and conditions as applicable to the Chief Secretary to Government, Haryana and Principal Secretary to the Government, Haryana respectively.

11. No additional pension payable to Members who were in service. –

A person who was previously in pensionable or non-pensionable service in any Department or any

constitutional, statutory or any other body wholly or substantially owned or controlled by a State Government or Central Government, shall not be entitled to any additional pension or gratuity for the period of service of the Commission. Further, he shall not be entitled to avail any benefit of past service towards pension or leave in the Commission.

- 12. Pension payable to Members who were not in service.** – (1) Subject to the provisions of these regulations to be framed under this Act, a person who before his appointment as Member was not in service in any Department or any constitutional, statutory or any other body wholly or substantially owned or controlled by a State Government or Central Government shall on his ceasing to hold office be paid a pension for his life at the rate of 1/40th of the last drawn pay per month for each one year qualifying service as Chairman or Member subject to minimum nine months qualifying service:

Provided that the period of qualifying service equal to nine months and above shall be treated one year and period of three months' but less than 9 months will be treated half year's qualifying service and period less than three months qualifying service shall be ignored for the purpose of calculation of qualifying service. The pension worked out under this section shall be rounded to next multiple often:

Provided further that the condition of minimum qualifying service for the purpose of pension and death-cum-retirement gratuity for IAS officers shall not be applicable.

(2) Dearness relief on pension shall be admissible equal to the rate prescribed by Government from time to time for those who are drawing retiring pension from Haryana Government.

(3) Retirement Gratuity shall, on ceasing to hold the office, be admissible @ $\frac{1}{4}$ month's emoluments (last pay drawn plus dearness allowance) for each half year's qualifying service.

(4) No pension and Retirement Gratuity shall be admissible in case of resignation, removal or dismissal from office.

(5) No family pension shall be admissible to the family members in case of death of a Chairman/Member while in service or after ceasing to hold the office.

(6) Pension forms for sanction of pension shall be the same as applicable to Haryana Government employees.

13. Functions. - The functions of the Commission shall be as under: -

(a) Selection of the candidates for the

appointments to Group C and the Group D posts under the Government;

- (b) Promotions and transfers from one service or post to another service or post pertaining to Group C and Group D posts;
- (c) Disciplinary matters pertaining to the Group C and Group D Government officials;
- (d) Methods of recruitment and the principles to be followed in making appointment to Group C and Group D posts under the State Government.

14. Headquarter. - The headquarter of the Commission shall be at Panchkula or at any other place as the Government may notify from time to time.

15. Head of the Office. - (1) There shall be secretary of the Commission appointed by the State Government, who shall be the Head of the office of the Commission.

(2) The Secretary shall exercise such powers and perform such duties as may be specified in the rules or regulations made under this Act or as may be directed by the Chairman.

16. Power to make rules or regulations. - (1) The Government may, by notification in the Official

Gazette, make rules/regulations for laying down the procedure required to be followed by the Commission and to regulate its functioning.

(2) Every rule made under this section shall be laid as soon as it is made before the House of the State Legislature while it is in session for a total period of 10 days which may be comprised in one session or in two or more successive sessions, and if before the expiry of the session in which it is so laid or the session immediately following, the House agrees in making modification in the rule/regulation or the House agrees that the rule should not be made, the rules/regulations shall thereafter have effect only in such modified form or be of no effect, as the case may be, so however that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

17. Revalidation of recruitment made for the Institutions. - The Recommendations on recruitments made by the Commission with reference to any institution before coming into force of this Act shall be deemed to have been revalidated under this Act.

18. Powers of Chairman. -

(1) The Chairman shall be incharge of the administration of the Commission and shall have the power to. -

- (a) constitute Committees or sub-committees from amongst the Members with or without one or more non-members;
- (b) allocate to Members, committees and sub-committees such work as is not specifically allocated by this Act, or rules or regulations made thereunder;
- (c) co-ordinate the working of the Commission and its members;
- (d) grant leave to and approve the tour programmes of members and officers of the Commission.

(2) The Members shall assist the Chairman in conducting the examinations and do such other work as may be allocated to them by the Chairman.

19. Powers and Duties of Commission. -

- (1) The Commission shall have the powers and duties. -
- (a) to prepare guidelines on matters relating to the method of recruitment;
 - (b) to conduct examinations, selection of candidates;
 - (c) to select and invite experts and to appoint examiners for the purposes specified in clause (b);

(d) to perform such other duties and exercise such other powers as may be prescribed.

(2) In exercising the powers or performing the duties referred to in sub-section (1), the Commission shall be guided by such rules or regulations as may be made in this behalf.

(3) The Commission may associate with itself, in such manner and for such purpose as may be determined by the Regulations made under this Act, any person whose assistance or advice it may desire to have in carrying out any of the provisions of this Act.

(4) The Commission shall, with previous approval of the State Government, make regulations for the convenient transaction of its business, including performance of its functions by the Chairman or other Members or a committee thereof and the business transacted in accordance with such regulations shall be deemed to have been transacted by the Commission:

Provided that it shall be lawful for the State Government to accord approval to any such regulation either in original or in modified form.

(5) All matters at any meeting of the Commission shall be determined by a majority of the members present and voting and in the case of equality of votes, the Chairman, or in absence of the Chairman,

the Member presiding shall have a second or casting vote.

(6) The quorum for a meeting of the Commission shall be one half of the total number of Members:

Provided that no quorum shall be necessary for a meeting adjourned for want of quorum.

20. Saving. - (1) The existing Haryana Staff Selection Commission shall be deemed to have been constituted under this Act.

(2) The existing Chairman and Members of the Haryana Staff Selection Commission shall continue to hold their respective offices till the expiry of their term.

(3) The services of every whole-time employee of the Commission already working with Haryana Staff Selection Commission immediately before the commencement of this Act shall stand transferred to the Commission on and from the date of establishment thereof.

(4) The provisions of this Act shall prevail if any provision of the earlier notifications issued in this regard by the Government from time to time contravenes any provision of this Act.

ANNEXURE-I**(See Section 5)****FORM OF OATH OF ALLEGIANCE**

I, _____ solemnly affirm that I will be faithful and bear true allegiance to India and to the Constitution of India as by law established and that I will loyally carry out the duties of my office as Chairman/Member.

Dated: _____

Signature: _____

Place: _____

Name: _____

Designation: _____

Oath/affirmation taken/made before me.

_____.