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NOTIFICATION

A.12018/3/04-LJE/249, the 24th July, 2013. In exercise of the powers conferred under the proviso to Article 309 read with Article 233 and 234 of the Constitution, the Governor of Mizoram after consultation with the Gauhati High Court and with the Mizoram Public Service Commission, is pleased to make the following rules further to amend the Mizoram Judicial Service Rules, 2006 as amended from time to time hereinafter called the Principal Rules) which was notified under this Government's Notification No.A.12018/003-DP&AR (CSW) dated 12th December, 2006 and published in the Mizoram Gazette, Vol.XXXV, Extraordinary Issue no. 321 dated 12th December, 2006 as follows namely :-

Short title and commencement :

- (1) These rules may be called the Mizoram Judicial Service (Third Amendment) Rules, 2013.
- (2) They shall come into force from the date of their publication in the Mizoram Gazette.

Amendment Rule 26

For Sub-rule (2) of rule 26 of the Principal Rules the following shall be substituted as follows namely :-

“(2) This review will be undertaken when the concerned officer(s) completes 15(fifteen) years of service and thereafter again when the concerned officer(s) attain the age of 50 (fifty), 55(fifty five) and fifty eight) years. If the committee considers that in public interest the officers should be retired from service he shall be compulsorily retired by giving him a notice of not less than 3(three) months in writing or three months pay and allowances in lieu thereof subject to the condition that in the event of such retirement on completion of 15 (fifteen) years of service, the officer would be deemed to have put in the requisite qualifying service for availing proportionate retirement benefits.

Provided that nothing in sub-rule(2) shall be considered as preventing consideration for compulsory retirement of a member of the Service at anytime other than those mentioned therein”.

Explanation : For the purpose of sub-rule (2), “review” means the review of the entire service record of members of the service regarding suitability or otherwise of such Member for further retention in the service.

By order etc.

P. Singthanga,
Secretary to the Govt. of Mizoram,
Law & Judicial.

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