

National Judicial Academy (Recruitment, Salary, Allowances and Other Conditions of Service of Additional Director) Rules, 2015

In exercise of powers conferred by Rule 16(b) of the Rules of the National Judicial Academy, the Governing Council of the Academy, hereby makes the following rules regulating the recruitment and conditions of service to the post of Additional Director (Research and Training) in the National Judicial Academy, namely:-

1. **Short Title and Commencement** – (1) These Rules may be called National Judicial Academy (Recruitment, Salary, Allowances and other Conditions of service of Additional Director) Rules, 2015.
(2) These rules shall come into force on such date as the Governing Council of the Society may appoint in this behalf.
2. **Definitions.** – (1) In these rules, unless the context otherwise requires.-
 - (a) 'Society' means the National Judicial Academy.
 - (b) 'Rules' means Rules of the National Judicial Academy as amended from time to time by the society.
 - (c) 'Governing Council' means Governing Council of the society as provided under rule 15 of the Rules of the National Judicial Academy.
 - (d) 'Post' means a post of Additional Director (Research and Training) in the Society.
 - (e) 'Selection Committee' means the committee constituted by the Chairman of the Society under these rules.

(2) Words and expressions used in these rules and not defined, but defined in the Rules of the National Judicial Academy shall have the meanings respectively assigned to them in the said rules.

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3. **Qualifications for Recruitment.** -A person shall not be qualified for appointment as an Additional Director (Research and Training), unless he is a citizen of India and is a distinguished academician with teaching experience of not less than fifteen years including experience as Professor of Law of not less than five years and has published research articles on the subjects related to law.
4. **Method of Recruitment.** - (1) The post shall be filled up by inviting applications from eligible candidates by an open advertisement published in at least two national English Dailies, besides placing it on the National Judicial Academy Website.
- (2) Recruitment to the post of Additional Director (Research and Training) shall be made by way of selection by the selection committee, which shall comprise of two senior most Judges of Supreme Court, to be nominated by the Chairman of the society.
- (3) The Selection Committee shall determine the procedure for recommending a suitable name under sub-section (1), to the Chairman of the society, who shall appoint such person as Additional Director (Research and Training) of the society.
- (4) The Chairman shall have the right to return the name for re-consideration by the Selection Committee and for submission of a fresh name. However, if the Committee makes unanimous recommendation after reconsideration, the Chairman shall make appointment accordingly.
5. **Term:** A person shall hold the post of as Additional Director (Research and Training) for a period of five years from the date on which he joins the post, which may be extended by the Chairman for a further period up to two years.

Provided that no person shall hold the post of Additional Director (Research and Training) after he has attained the age of seventy years.

6. **Disqualifications.** - A person shall be disqualified for appointment as Additional Director (Research and Training), if he.-

(a) has been convicted and sentenced to imprisonment for an offence which, in the opinion of the Central Government, involves moral turpitude; or

(b) is an undischarged insolvent; or

(c) is of unsound mind and stands so declared by a competent court; or

(e) has, in the opinion of the Chairman, such financial or other interest as is likely to affect prejudicially the discharge by him of his functions as Additional Director (Research and Training).

7. **Resignation and termination.** - (1) Additional Director (Research and Training) shall give three months notice in writing to the Chairman, if he intends to resign from the post. Provided that the as Additional Director (Research and Training) shall unless he is permitted by the Chairman to relinquish his office sooner, continue to hold office until the expiry of the period of notice or until a person duly appointed as his successor enter upon his office or until the expiry of his term of office, whichever is earlier.

(2) The Chairman may remove from office the as Additional Director (Research and Training), who—

(a) has been adjudged an insolvent; or

(b) has been convicted of an offence which, in the opinion of the Central

Government, involves moral turpitude; or

- (c) has become physically or mentally incapable of acting as such The Additional Director (Research and Training); or
(d) has acquired such financial or other interest as is likely to affect prejudicially his functions as such President, or
(e) has so abused his position as to render his continuance in office prejudicial to the public interest, or
(f) on ground of misconduct, misbehavior or incapacity

Provided that as Additional Director (Research and Training) shall not be removed on any of the grounds specified in clauses (b) to (f) without giving him a reasonable opportunity of being heard and conducting an enquiry in this regard by a committee to be constituted by the Chairman.

8. **Head Quarter/Place of posting.** - Headquarter of the as Additional Director (Research and Training) shall be at Bhopal, Madhya Pradesh.

Provided that the Chairman may allow him to sit at any other place.

9. **Salary, allowances, etc.** -Additional Director (Research and Training) shall be paid salary in the pay scale of Rs. 67000-79000/- (annual increment at 3%) and other allowances as are admissible to an officer of the Central Government in equivalent grade pay;

Provided that neither the salary and allowances nor the other terms and conditions of service of the Additional Director (Research and Training) shall be varied to his disadvantage after his appointment.

Provided further that in a case a person appointed as Additional Director (Research and Training) is in receipt of any pension, or has received or has become entitled to receive any retirement benefits by way of pension, gratuity, employers contribution to the Contributory Provident Fund or

other forms of retirement benefits, the pay of such Additional Director (Research and Training) shall be reduced by the gross amount of pension or employers contribution to the Contributory Provident Fund or any other form of retirement benefits, if any (except pension equivalent of gratuity), drawn or to be drawn by him.

10. **Leave.** -A person, on appointment as Additional Director (Research and Training) shall be entitled to leave as applicable to an officer of the Central Government in equivalent grade pay in respect of Earned Leave, Half Pay Leave, Extra Ordinary Leave, Commutation of Leave, Casual Leave etc.
11. **Leave Sanctioning Authority.** -The Chairman shall be the leave sanctioning authority of Additional Director (Research and Training).
12. **Travelling Allowances.** - The Additional Director (Research and Training), while on tour within India or on transfer (including the journey undertaken to join the academy or non completion of their tenure with the academy to proceed to their home town) shall be entitled to the traveling allowance, daily allowance, transportation of personal effects and other similar matters at the same rates as are applicable to an officer of the Central Government in equivalent grade pay.
13. **Official visits abroad.** -Official visits abroad by the Additional Director (Research and Training) shall be undertaken only in accordance with orders issued by the Chairman with approval of Central Government, and he shall be entitled to draw such allowances in respect of such visits as are applicable to an officer of the Central Government in equivalent grade pay.

- 14. **Leave Travel Concession.** - The Additional Director (Research and Training) shall be entitled to leave travel concession at same rate as are applicable to an officer of the Central Government in equivalent grade pay.

- 15. **Facility for medical treatment.** -The The Additional Director (Research and Training) shall be entitled to medical treatment and hospital facilities as provided in the Contributory Health Services Rules, 1954 and in places where Central Health Services Scheme is not in operation, the said The Additional Director (Research and Training) shall be entitled to the facilities as provided in the Central Services (Medical Attendance) Rules, 1944 as applicable to an officer of the Central Government in equivalent grade pay.

- 16. **Accommodation.** -The Additional Director (Research and Training) shall be entitled to the use of a furnished residential accommodation to be provided within the campus of National Judicial Academy, without payment of rent throughout his term of office or extended term of office and for a period of one month immediately thereafter. Such accommodation shall be maintained by the society. The concession shall also be admissible to the members of the family of the Additional Director (Research and Training), who dies while in service, for a period of one month immediately thereafter.
(2) In case the Additional Director (Research and Training) does not avail the concession given in sub clause (1) he shall have the option of claiming house rent allowance in accordance with the rates prescribed by the Central Government for equivalent pay grade or scale.

- 17. **Facility of conveyance.** - The Additional Director (Research and Training) shall be entitled to the facility of staff car for journeys for official and private purposes in accordance with the facilities provided to an officer of Central Government in equivalent grade pay.

- 18. **Telephone facility, official meetings and entertainment expenses.** - The Additional Director (Research and Training) shall be eligible for telephone facilities, official meetings and entertainment expenses as admissible to an officer of Central Government in equivalent grade pay.

- 19. **Other Conditions of Service.** - The conditions of service of Additional Director (Research and Training) in respect of matters for which no provision is made in these rules shall be the same as may, for the time being, are applicable to an officer of Central Government in equivalent grade pay.

- 20. **Powers to relax.** - The Chairman of the Society may, with the approval of the Central Government relax any of the provision of these rules.
