

No. EST 1184/CR-21/V
Directorate of Municipal Administration
New Administrative Building
15th Floor, Opp. Mantralaya,
Mumbai - 400 032.
Date: 14th May, 1984

ORDER

In exercise of the powers conferred by Clause (b) of sub-section (2) of section 76 of the Maharashtra Municipalities Act, 1965 the Director of Municipal Administration hereby directs that subject to the special orders issued in respect of the following matters and section 79 of the Maharashtra Municipalities Act and the provisions of the Maharashtra Municipalities Backward Class persons. (Recruitment in Municipal Services) Rules, 1977, and order issued thereunder as modified from time to time recruitment, promotion, payscales, allowances, qualifications other benefits and other service conditions to the posts under a Municipal Councils shall be determined as follows:-

- 1) The recruitment to the posts in Municipal Service to permanent as well as temporary posts including recruitment on daily wages shall be made through the Employment Exchange/Collector/District Social Welfare Officer concerned;
- 2) The recruitment / promotions to all the posts on the establishment of Municipal Councils shall also be subject to observance of reservations in respect of the following categories as well as such other categories as may be declared by Government from time to time;
 - a) Freedom Fighters or their dependents;
 - b) Persons belonging to economically weaker sections; with priority to the persons effected by the various projects undertaken by Government.
 - c) Persons who are physically handicapped;
 - d) Ex-army personnel;
 - e) B.C. persons who are victims of social injustice;
 - f) Strike recruits;
 - g) Children or near relative of a municipal employee who retires prematurely due to serious illness or dies while in Municipal service;
 - h) **(This provision was deleted by order dt. 22nd January 2004)**
- 3) The payscales and allowances of municipal employees shall not exceed the payscales and allowances prescribed by Maharashtra Civil Services (Revision of pay) Rules, 1978, or by any other orders issued by Government as modified from time to time shall be applicable to the corresponding post or post carrying similar duties in Government service or and shall be subject to the approval by the authority declared to be competent under section 76 of the Maharashtra Municipalities Act. However, the DA shall be admissible as per the orders applicable to government servant from time to time;
- 4) A person to be appointed/ promoted shall fulfill the educational qualification and age limit prescribed for a post in municipal council. If qualification/age limit is not prescribed for any of the posts in municipal council, or if prescribed is lower than a corresponding post or a post carrying similar duties in Government service, then the qualification/age limit prescribed for such post in Government service, shall be applicable.

- 5) In regard to service conditions and other benefits provisions of Maharashtra Civil Services Rules is modified from time to time and orders issued in that behalf by Government shall mutatis-mutandis apply to municipal employees;
- 6) Grant of payscales, allowances or other service benefits in any manner in excess or the payscale, allowances and other benefits as admissible under clause 3 and 5 above to the corresponding posts in Government Departments shall be considered as extravagance in expenditure on municipal establishment and the Regional Director of Municipal Administration, concerned shall forthwith exercise powers under section 310 of the Maharashtra Municipalities Act, 1965, and benefits so granted by the Municipal Councils.
- 7) Powers reserved by Government in the Maharashtra Civil Services Rules or other orders shall, in respect of Municipal Employees be exercisable by the Director of Municipal Administration. Similarly, powers delegated to the heads of Departments shall be exercisable by the Divisional Commission in his capacity as Regional Director of Municipal administration.
- 8) In case of any difficulty in implementing these order, such matter shall be referred to the Director of Municipal Administration whose orders thereon shall be final.

(N.R. Ranganathan)

Director,

Municipal Administration