

ORISSA ACT 9 OF 1989

**THE ORISSA AIDED EDUCATIONAL INSTITUTIONS
(APPOINTMENT OF TEACHERS VALIDATION) ACT, 1989**

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ORISSA ACT 9 OF 1989

*** THE ORISSA AIDED EDUCATIONAL INSTITUTIONS
(APPOINTMENT OF TEACHERS VALIDATION)
ACT, 1989**

[Received the assent of the Governor on the 29th May 1989, first published in an extraordinary issue of the *Orissa Gazette*, dated the 6th June 1989]

AN ACT TO VALIDATE THE APPOINTMENT OF CERTAIN
TEACHERS OF AIDED EDUCATIONAL INSTITUTIONS IN THE
STATE OF ORISSA

BE it enacted by the Legislature of the State of Orissa in the Fortieth Year of the Republic of India, as follows :—

Short title

1. This Act may be called the Orissa Aided Educational Institutions (Appointment of Teachers Validation) Act, 1989.

Definitions

2. In this Act, unless the context otherwise requires,—

- (a) "Aided College" means an aided educational institution which is a college ;
- (b) "Aided School" means an aided educational institution which is a school ;
- (c) "Education Act" means the Orissa Education Act, 1969 ;
- (d) "Managing Authority" means the Managing Committee or the Governing Body, as the case may be, of an aided educational institution ;
- (e) "Selection Board" means the Selection Board constituted under the Education Act ;
- (f) Words and expressions used but not defined in this Act, shall have the same meaning as respectively assigned to them in the Education Act or in the Rules or Regulations framed thereunder.

Orissa Act
15 of 1969.

Validation
of certain
appoint-
ments.

3. Notwithstanding anything contained in the Education Act or in the Rules or Regulations framed thereunder,—

- (a) graduate teachers, intermediate and matriculate teachers, physical education teachers and classical teachers and Hindi teachers of aided schools appointed by the managing authorities of such schools on *ad hoc* basis on or after the 1st December 1976 but not later than the 31st December 1984 ;

(b) lecturers of aided colleges appointed by the managing authorities of such colleges on *ad hoc* basis on or after the 1st December 1976 but not later than the 31st December 1984; and

(c) lecturers appointed validly and lawfully in aided colleges till the 1st March 1981 after termination of their *ad hoc* appointments in Government colleges,

who have continuous service as such teachers or lecturers for a period of at least one year without any break or with a break or breaks in one or more aided Schools or Colleges and who are continuing as such teachers or whose services have been terminated after the 31st December 1984 save for misconduct or, as the case may be, lecturers validly and lawfully, except those whose appointments have been validated by the Orissa Aided Educational Institutions (Appointment of Teachers Validation) Act, 1981, shall, for all intents and purposes, be deemed to have been validly and regularly appointed, and no such appointment shall be challenged in any court of law merely on the ground that the appointment was made otherwise than in accordance with the procedure laid down in the Education Act and the Rules and Regulations framed thereunder :

Orissa Act
27 of 1981.

Provided that the validation of appointments as aforesaid shall not put persons—

(i) appointed as teachers or lecturers, as the case may be, during the period between the 1st December 1976 and the 31st December 1984 on the recommendation of the Selection Board ; or

(ii) whose appointments as teachers or lecturers, as the case may be, were validated prior to the commencement of this Act,

in a disadvantageous position in any manner whatsoever.