

File No.I-15011/13/2012-IPS-I
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

New Delhi, the December, 2017

// ORDER //

Whereas, Ministry of Personnel, Public Grievances and Pensions, DOP&T vide O.M. No. 14014/14/2014-AIS-I dated 21.08.2017 intimated that in the wake of Hon'ble High Court of Punjab and Haryana order dated 01.02.2010 in CWP No. 15798/2009 in the case of Praveen Kumar, an State Civil Service officer of Punjab cadre Vs Union of India as confirmed by Hon'ble Supreme Court, issued notification dated 18.04.2012 for making amendment in the respective seniority regulations for IAS/IPS/IFoS. These amendments were however made applicable to the Select Lists prepared as per the ratio laid down in the case of Praveen Kumar and accordingly, seniority/year of allotment of the officers included in the said Select Lists were determined as per the amended seniority regulations.

2. Whereas, consequent upon dismissal of SLP No. 4930-4931 of 2016 and Review Petition No. 001428-001429/2017 filed by the DoP&T in case of F R Jamadar and other connected court cases filed by this Ministry, it was decided to apply the amended seniority regulations prospectively i.e. w.e.f. 18.04.2012. Accordingly, Seniority/year of allotment of the IPS officers appointed during 01.02.2010 to 18.04.2012 from the Select Lists prepared as per ratio laid down in the Praveen Kumar case would need to be re-determined as per the pre-amended seniority Regulations.

3. Further, as per clarification of DOP&T vide O.M. No. 14014/14/2014-AIS-I dated 03.11.2017 the seniority/year of allotment of the officers who were appointed later on but included in the Select List notified between 01.02.2010 to 18.04.2012 has to be determined as per the pre-amended seniority regulations since there could not be different rules for the officers of the same Select List for ones appointed during the said period and others appointed later on after 18.04.2012.

4. And, therefore, the seniority/year of allotment of the officers appointed by promotion to IPS of Assam Segment of Joint A&M Cadre from the Select Lists 2009-A & 2010 has been modified in terms of pre-amended seniority rules as follows in supersession of this Ministry's order No. 15011/13/2012-IPS-I(II) dated 11.10.2017.

Weightage Formula as per pre-amended Seniority Rules is as under:-

Completed years of qualifying service	Weightage in years
12	4
15	5
18	6
21	7
23	8
25	9
27	10 (Maximum)


(Raj Kumar Singh)
Joint Secretary
Ministry of Home Affairs
New Delhi

Sl. No.	Name of the officer(S/Shri)	Select List	Date from which holding rank not below that of Dy. SP or Equivalent	Completed year of service rendered in the rank not below that of Dy. SP or equivalent till 31 st day of December of the year for which the SCM was held to prepare the select list on the basis of which the said officer was appointed to IPS (Fraction if any are to be ignored)	Total weightage in years in terms of the IPS (Regulation of Seniority) Rules, 1988 as amended vide notification No. 14014/54/96-AIS (I) dtd 31.12.97 , 14014/14/2000-AIS(I) dtd 30.08.2005 & 14014/4/2011-AIS(I)-B dated 18.04.2012 (Years)	Year of allotment as per order dated 18.04.2012.	Completed year of service rendered in the rank not below that of Dy. SP or equivalent till 31 st day of December of the year immediately before the year for which the SCM was held to prepare the select list on the basis of which the said officer was appointed to IPS (Fraction if any are to be ignored)	Total weightage in years in terms of the IPS (Regulation of Seniority) Rules, 1988 as amended vide notification No. 14014/54/96-AIS (I) dtd 31.12.97 , 14014/14/2000-AIS(I) dtd 30.08.2005 .(Years)	Revised year of allotment as per Supreme Court order dated 01.08.2017.
1	2		3	4	5	6	7	8	9
1	Debojit Hazarika	2009-A	01.06.1992	17	4	2005	16	5	2004
2	Pradip Pujari	2009-A	01.06.1992	17	4	2005	16	5	2004
3	Rana Bhyuan	2009-A	01.06.1992	17	4	2005	16	5	2004
4	Deboraj Upadhyaya	2009-A	01.06.1992	17	4	2005	16	5	2004
5	Mridul Kumar Dutta	2010	01.06.1992	18	5	2005	17	5	2005
6	Mridulananda Sarma	2010	01.06.1992	18	5	2005	17	5	2005
7	Dilip Kumar Dey	2010	01.06.1992	18	5	2005	17	5	2005
8	Prasanta Kumar Dutta	2010	01.06.1992	18	5	2005	17	5	2005
9	Prasanta Kumar Bhuyan	2010	01.06.1992	18	5	2005	17	5	2005
10	Nitul Gogoi	2010	01.06.1992	18	5	2005	17	5	2005
11	Satya Raj Hazarika	2010	01.06.1993	17	4	2006	16	5	2005
12	Jitomol Doley	2010	01.09.1993	17	4	2006	16	5	2005
13	Shymal Prasad Saikia	2010	01.09.1993	17	4	2006	16	5	2005
14	Luish Aind	2010	01.09.1993	17	4	2006	16	5	2005
15	Mainul Islam Mondal	2010	01.09.1993	17	4	2006	16	5	2005
16	Abu Sufian	2010	01.09.1993	17	4	2006	16	5	2005
17	Ainul Haque	2010	01.09.1993	17	4	2006	16	5	2005
18	Arabinda Kalita	2010	01.09.1993	17	4	2006	16	5	2005

5. As per Rule 4 of the IPS (Regulation of Seniority) Rules, 1988, the placement of above officers in the Select List will be as under as per Civil List- 2017 :-

(i) **Shri Debojit Hazarika, Pradip Pujari, Rana Bhyuan and Deboraj Upadhyaya** shall be placed enblock below **Shri M K Dkhar (SPS: 2004)**, the junior most SPS IPS officer of 2004 batch to the Assam & Meghalaya Joint Cadre of IPS and above **Dr V. Siva Prasad Ganjala, (RR: 2005)**, the senior most direct recruit IPS officer of 2005 batch of Assam & Meghalaya Joint Cadre of IPS.

(ii) **Shri Mridul Kumar Dutta, Mirdulananda Sarma, Dilip Kumar Dey, Prasanta Kumar Dutta, Prasanta Kumar Bhuyan and Nitul Gogoi, Shri Satya Raj Hazarika, Jitomol Doley, Shymal Prasad Saikia, Luish Aind, Mainul Islam Mondal, Abu Sufian, Ainul Haque and Arabinda Kalita** shall be placed enblock below **Shri Prithipal Singh, IPS, (RR: 2005)** the junior most direct recruit IPS officer of 2005 batch of the Assam & Meghalaya Joint Cadre and above **Smt Sanjukta Parasor, IPS (RR: 2006)**, the senior most direct recruit officer of 2006 batch of Assam & Meghalaya Joint Cadre of IPS.

6. The Seniority of **Shri G M Choudhury (Select List-2011)** was fixed vide this Ministry order No. I.15011/12/2014-IPS-1 dated 30.06.2014 and restricted to 2006 in pursuance with first proviso to Rule 3 (3) (ii) of IPS (Regulation of Seniority Rules as **Shri Arabinda Kalita**, the junior most officer appointed by promotion from the Select List of 2010 to the Assam Segment of Joint A&M Cadre was assigned 2006 as his year of allotment. Now the seniority of **Shri Arbind Kalita** has been re-fixed as 2005 in place of 2006. Therefore, the seniority of **Shri G M Choudhury** is restricted as per proviso Rule 3 (3) (ii) of IPS (Regulation of Seniority) Rules and re-fixed as 2005 in place of 2006.

7. AS per Rule 4 of the IPS (Regulation of Seniority) Rules, 1988 the placement of above officer in the Select List will be as under as per Civil List- 2017, **Shri G M Choudhury** shall be place below **Shri Arbind Kalita (SPS: 2005)** the junior most SPS IPS officer of 2005 batch to the Assam Segment of Joint A&M Cadre and above **Smt Sanjukta Parasor, IPS (RR: 2006)**, the senior most direct recruit officer of 2006 batch of Assam Segment of Joint A&M Cadre of IPS.



(Ajay Kumar Singh)

Under Secretary to the Government of India

Tel. 2309 4517

To,

1. The Chief Secretary, Government of Assam, Dispur {Kind Attn. **Shri D K Mishra**, Deputy Secretary, (Home Deptt.)} With the request that the concerned officers may also be intimated in this regard. It is also requested that necessary steps may be taken to withdraw all the cases on the similar issue pending in any Court of law.
2. The Accountant General, Assam, Dispur.
3. Director General of Police, Assam, Dispur.
4. IPS-II, IPS-III, IPS-IV, ACR Cell/Seniority Seat/ Civil List seat.
5. SO (IT) for uploading this order on the website of MHA- IPS Management >SPS to IPS > Seniority Fixation.



(Ajay Kumar Singh)

Under Secretary to the Government of India