

**File No.I-15011/18/2012-IPS-I**  
**Government of India/Bharat Sarkar**  
**Ministry of Home Affairs/Grih Mantralaya**  
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New Delhi, the 11<sup>th</sup> April, 2018

// **ORDER** //

The DOP&T vide their 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, a 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. Further, 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 has now been decided to apply the amended seniority regulations prospectively i.e. wef 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. The DOP&T vide OM No. 14014/14/2014-AIS-I dated 03.11.2017 has decided that seniority/ year of allotment of officer appointed after 18.04.2012 against the vacancies arisen between 1.2.2010 to 18.04.2012 may be fixed as per pre-amended seniority rules throughout the cadres.

4. Further, DOP&T OM No. 14014/14/2014-AIS -I dated 22.01.2018 has also decided to count the service of the officer rendered in the rank of Deputy Collector or equivalent upto the 31<sup>st</sup> December of the vacancy year against which he has been appointed to the IPS.

5. The matter regarding fixation of seniority as per DOP&T O. M. dated 21.08.2017, 03.11.2017 & 22.01.2018 were examined thoroughly and the competent authority has directed to implement the decisions conveyed by DOP&T vide their aforesaid O.Ms.

6. Accordingly, the seniority/year of allotment of the officers appointed by promotion to IPS of Himachal Pradesh Cadre from the Select Lists 2009, & 2010 has been revised in terms of pre-amended seniority rules as follows in supersession/modification of this Ministry's order No. 15011/9/2014-IPS-I dated 07<sup>th</sup> July, 2014, I. 14013/43/202016-IPS dated 28.09.2016 and order No. 5011/18/2017-IPS-I dated 14.03.2018.

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)      |

Contd..2/-



| 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 <sup>st</sup> day of December of the year for which the S CM 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 <sup>st</sup> 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 as per clarification issued by the DOP&Ts order dated 03.11.2017 and 22.01.2018. | Revised year of allotment as per as per DOP&T OM dated 03.11.2017 & 22.01.2018. |
|---------|-----------------------------|-------------|---|--|---|--|---|--|---|
| 1       | 2                           | 3           | 4   | 5  | 6   | 7  | 8   | 9  | 10  |
| 1       | Diljeet Kumar Thakur        | 2006-A      | 27.09.1986  | 19   | 6   | 2000   | 20  | 6  | 2000  |
| 2       | Rattan Singh Negi @         | 2007        | 27.09.1986  | 20   | 6   | 2001   | 21  | 7  | 2000  |
| 3       | Brij Mohan Sharma           | 2007        | 11.08.1987  | 19   | 6   | 2001   | 20  | 6  | 2001  |
| 4       | Ms Punita Bhardwaj          | 2008        | 04.08.1987  | 20   | 6   | 2002   | 21  | 7  | 2001  |
| 5       | Jagat Ram@                  | 2009        | 26.09.1987  | 21   | 7   | 2002   | 22  | 7  | 2002  |
| 6       | Vinod Kumar Dhawan          | 2009        | 26.08.1987  | 21   | 7   | 2002   | 22  | 7  | 2002  |
| 7       | Kapil Sharma                | 2010        | 22.06.1988  | 21   | 7   | 2003   | 22  | 7  | 2003  |
| 8       | Rameshwar Singh Thakur      | 2010        | 03.09.1988*   | 16   | 5   | 2005   | 23  | 8  | 2003  |
| 9       | Balbir Singh Thakur         | 2010        | 20.03.1990  | 20   | 5   | 2006   | 20  | 6  | 2004  |
| 10      | Prem Kumar Thakur           | 2010        | 24.12.1992  | 17   | 5   | 2005   | 18  | 6  | 2004  |
| 11      | Santosh Kumar Patial        | 2010        | 01.08.1994  | 15   | 5   | 2005   | 16  | 5  | 2005  |
| 12      | Sunil Kumar                 | 2010        | 13.05.1994  | 15   | 5   | 2005   | 16  | 5  | 2005  |
| 13      | Chandra Shekhar             | 2010        | 13.05.1994  | 15   | 5   | 2005   | 16  | 5  | 2005  |
| 14      | Bimal Gupta                 | 2010        | 19.01.1996  | 14   | 3   | 2007   | 15  | 5  | 2005  |
| 15      | Madhu Sudan                 | 2010        | 19.01.1996  | 13   | 4   | 2006   | 14  | 4  | 2006  |
| 16      | Ms Rani Bindu               | 2010        | 19.01.1996  | 13   | 4   | 2006   | 14  | 4  | 2006  |

\* The Seniority of Shri Rameshwar Singh Thakur (Srl No. 8) in Col No. 4 date has been indicated as 03.09.1988 in compliance to CAT, Chandigarh order dated 24.11.2015 in OA No. 1380/HP/2013. However, this will be subject to final outcome in WP No. 2923/2016 filed by UOI Vs Rmeshwar Singh Thakur in High Court, Himachal Pradesh.

@ Retired.

7. 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:-

- (i) **Shri Diljeet Kumar** shall be placed below of **Shri A K Sharda (SPS: 2000)**, the junior most SPS IPS officer of 2002 batch to the Himachal Pradesh Cadre of IPS and above **Dr A K Digambar Fulzele. (RR: 2001)**, the senior most direct recruit IPS officer of 2001 batch of Himachal Pradesh Cadre.
- (ii) **Shri Brij Mohan Sharma & Punita Bhardwaj** shall be placed *en bloc* of **Dr A K Digambar Fulzele, IPS, (RR: 2001)** the only direct recruit IPS officer of 2001 batch of the Himachal Pradesh Cadre and above **Shri Asif Jalal, IPS (RR: 2002)**, the senior most direct recruit IPS officer of 2002 batch of Himachal Pradesh Cadre of IPS.
- (iii) **Shri Vinod Kumar Dhawan** shall be placed below **Ms Punita Bhardwaj (SPS: 2002)**, the junior most SPS IPS officer of 2002 batch of the Himachal Pradesh Cadre and above **Shri Pupul Dutta Prasad, IPS (RR: 2003)** the only direct recruit IPS officer of Himachal Pradesh Cadre of 2003 batch.
- (iv) **Shri Kapil Sharma and Shri Rameshwar Singh Thakur** shall be placed *en bloc* **Shri Pupul Dutta Prasad, IPS (RR: 2003)** the only direct recruit IPS officer of Himachal Pradesh Cadre of 2003 batch and above **Shri Agnihotri Sonal Mohan, IPS (RR: 2004)**, the only direct recruit IPS officer of 2004 batch of the Himachal Pradesh Cadre of IPS.
- (v) **Shri Balbir Singh and Shri Prem Singh Thakur** shall be placed *en bloc* below **Agnihotri Sonal Mohan, IPS (RR: 2004)**, the only direct recruit IPS officer of Himachal Pradesh Cadre of 2004 batch and above **Ms Sumedha, IPS (RR: 2005)**, the only direct recruit IPS officer of 2005 batch of the Himachal Pradesh Cadre of IPS.
- (vi) **Shri Santosh Kumar Patial, , Shri Sunil Singh, Shri Chandra Shekhar and Shri Bimal Gupta** shall be placed *en bloc* below **Ms Sumedha, IPS (RR: 2005)** the only direct recruit IPS officer of Himachal Pradesh Cadre of 2005 batch and above **Shri Ashok Kumar, IPS (RR: 2006)**, the senior most direct recruit IPS officer of 2006 batch of the Himachal Pradesh Cadre of IPS.
- (v) **Shri Madhu Sudhan and Ms Rani Bindu** shall be placed *en bloc* below **Shri Abhishek Dular, IPS (RR: 2006)** the junior direct recruit IPS officer of Himachal Pradesh Cadre of 2006 batch and above **Smt Veena Bharati, IPS (RR: 2007)**, the only direct recruit IPS officer of 2007 batch of the Himachal Pradesh Cadre of IPS.

(Ajay Kumar Singh)

Under Secretary to the Government of India

Tel. 23094517

To,

1. The Chief Secretary, Government of **Himachal Pradesh, Shimla** {Kind Attn. **Shri C P Verma, Special Secretary, (Home Deptt.)**} With the request that the concerned officers. 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, **Himachal Pradesh, Shimla.**
3. Director General of Police, **Himachal Pradesh, Shimla.**
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