

File No.I-15011/18/2012-IPS-I
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

02 JAN 2019

New Delhi, the December, 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 31st 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 modification of this Ministry's order No. 15011/9/2014-IPS-I dated 07th July, 2014, I. 14013/43/202016-IPS dated 28.09.2016, order No. 5011/18/2017-IPS-I dated 14.03.2018 and supercession of this Ministry's order No. **I.5011/18/2017-IPS-I dated 11.04.2018.**

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)

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 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 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 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	20	6	2000	20	6	2000
2	Rattan Singh Negi @	2007	27.09.1986	21	7	2000	21	7	2000
3	Brij Mohan Sharma @	2007	11.08.1987	20	6	2001	20	6	2001
4	Ms Punita Bhardwaj	2008	04.08.1987	21	7	2001	21	7	2001
5	Jagat Ram@	2009	26.09.1987	22	7	2002	22	7	2002
6	Vinod Kumar Dhawan @	2009	26.08.1987	22	7	2002	22	7	2002
7	Kapil Sharma	2010	22.06.1988	22	7	2003	22	7	2003
8	Rameshwar Singh Thakur	2010	08.09.1988*	23	8	2003	22	7	2003
9	Balbir Singh Thakur	2010	20.03.1990	20	6	2004	20	6	2004
10	Prem Kumar Thakur	2010	24.12.1992	18	6	2004	18	6	2004
11	Santosh Kumar Patial	2010	01.08.1994	16	5	2005	16	5	2005
12	Sunil Kumar	2010	13.05.1994	16	5	2005	16	5	2005
13	Chandra Shekhar @	2010	13.05.1994	16	5	2005	16	5	2005
14	Bimal Gupta	2010	20.01.1996	15	5	2005	14	4	2006
15	Madhu Sudan	2010	19.01.1996	14	4	2006	14	4	2006
16	Ms Rani Bindu	2010	19.01.1996	14	4	2006	14	4	2006

* In respect of Shri Rameshwar Singh Thakur (SrI No. 8) in Col No. 4, date has been indicated as 08.09.1988 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.

@ 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 Jai Prakash Singh (RR: 2000)**, the only senior most RR IPS officer of 2000 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) **Smt 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 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.

(iv) **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.

(v) **Shri Santosh Kumar Patial & Shri Sunil Singh** 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.

(vi) **Shri Bimal Gupta, 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 Rakesh Sharma, 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