

File No.I-15011/2/2012-IPS-I
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

14 MAR 2018
New Delhi, the March, 2018

// 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, 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. 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 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. And whereas, 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 examine thoroughly and the competent authority i.e. Home Secretary 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 Jammu & Kashmir Cadre from the Select Lists 2006A, 2007,2008, 2009 has been revised in terms of pre-amended seniority rules as follows in supersession & partial modifications of this Ministry's order No. 15011/2/2012 dated 27.09.2017.

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)



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 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 & 14014/4/2011-AIS(I)-B dated 18.04.2012 (Years)	Earlier 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 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/ Batch year as per DOP&T Om. Dated 02.11.2017 & 22.01.2018.
1	2	3	4	5	6	7	8	9	10
1	Gulam Hassan Bhat	2006-A	27.02.1984	21	7	1999	22	7	1999
2	Kifayat Haider@	2006-A	26.02.1985	20	6	2000	21	7	1999
3	Mansoor Ahmed Untoo@	2006-A	10.05.1990	15	5	2001	16	5	2001
4	Mehmood Ahmad Sheikh@	2006-A	20.05.1990	15	5	2001	16	5	2001
5	Prabhat Singh@	2007	20.05.1990	16	5	2002	17	5	2002
6	Raghubir Singh@	2007	13.11.1992	14	4	2003	15	5	2002
7	Rattan Chand Mannotra@	2008	13.11.1992	15	5	2003	16	5	2003
8	Deepak Kumar Slathia	2008	13.11.1992	15	5	2003	16	5	2003
9	Amjad Parvez Mirza@	2008	13.11.1992	15	5	2003	16	5	2003
10	Rafeequal Hassan	2009	13.11.1992	16	5	2004	17	5	2004
11	Virender Sharma	2009	13.11.1992	16	5	2004	17	5	2004
12	Vijay Kumar	2009	13.11.1992	16	5	2004	17	5	2004

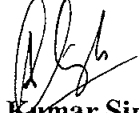
.@ Retired.

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 Gulam Hassan** shall be placed below **Shri Nisar Ahmad (SPS: 1999)**, the junior most SPS IPS officer of 1999 batch to the Jammu & Kashmir Cadre of IPS and above **Shri Swayam Prakash Pani, (RR: 2000)**, the senior most direct recruit IPS officer of 2000 batch of Jammu & Kashmir Cadre.

(ii) **Shri Deepak Kumar Slathia** shall be placed below **Shri Keshav Ram, IPS,(RR: 2003)** the junior most direct recruit IPS officer of 2003 batch of the Jammu & Kashmir Cadre and above **Shri Atul Kumar Goel, IPS (RR: 2004)**, the senior most direct recruit IPS officer of 2004 batch of Jammu & Kashmir Cadre of IPS.

(iii) **Shri Rafeequal Hassan, Shri Virender Sharma and Shri Vijay Kumar** shall be placed enblock below **Shri Bhim Sen Tuti (RR: 2004)**, the junior most RR IPS officer of 2004 batch of the Jammu & Kashmir Cadre and above **Shri Amit Kumar (RR:2006)** only direct recruit IPS officer of 2006 batch of Jammu & Kashmir Cadre of IPS.



(Ajay Kumar Singh)

Under Secretary to the Government of India

Tel. 2309 4517

To,

1. The Chief Secretary, Government of **Jammu & Kashmir, Srinagar** {Kind Attn. Shri Zubir Ahmad, Spl. 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, **Jammu & Kashmir, Srinagar**.
3. Director General of Police, **Jammu & Kashmir, Srinagar**.
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