

File No.I-15011/15/2012-IPS-I  
Government of India/Bharat Sarkar  
Ministry of Home Affairs/Grih Mantralaya  
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15011-15-2012-IPS-I

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 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 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 of Sikkim Cadre from the Select List for the year 2010 has been revised in terms of pre-amended seniority rules as follows in supersession & partial modifications of this Ministry's order No. 15011/15/2012 dated 17.10.2017.

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)



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 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 & 14014/2011-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 <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 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 DO&T On. Dated 02.11.2017 & 22.01.2018.
1	2	3	4	5	6	7	8	9	10
1	S T Bhutia	2010	25.03.1989	20	6	2004	21	7	2003
2	Sarda Rani Lepcha	2010	25.03.1989	20	6	2004	21	7	2003
3	D B Giri	2010	10.04.1991	18	6	2004	19	6	2004

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 as per Civil List- 2017 :-

(i) The officers at Srl No. 1& 2 shall be placed enblock below Shri Manoj Tiwari (RR: 2003), the only direct recruit IPS officer of 2003 batch to the Sikkim Cadre of IPS and above Smt Ruchika Rishi, (RR: 2004), the only direct recruit IPS officer of 2004 batch of Sikkim Cadre.

(ii) The officer at Srl No. 3 shall be placed below Shri Smt Ruchika Rishi, IPS,(RR: 2004) the only direct recruit IPS officer of 2004 batch of the Sikkim Cadre and above Shri Rajiv Ranjan, IPS (RR: 2005), the only direct recruit IPS officer of 2005 batch of Sikkim Cadre of IPS.



(Ajay Kumar Singh)

Under Secretary to the Government of India

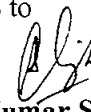
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Dated, March, 2018  
14 MAR 2018

To,

- The Chief Secretary, Government of Sikkim, Gangtok {Kind Attn. Mrs Surekha Pradhan, Additional Secretary, (DoP, AR&T)} - 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.
- The Accountant General, Sikkim, Gangtok.
- Director General of Police, Sikkim, Gangtok.
- IPS-II, IPS-III, IPS-IV, ACR Cell/Seniority Seat/ Civil List seat.
- 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