

<p>OFFICE OF THE DIRECTOR GENERAL OF POLICE PUNJAB, CHANDIGARH.</p>	 <p>ਪ੍ਰਸ਼ਾਸਨ ਵਿੰਗ (ਅਮਲਾ-1 ਸ਼ਾਖਾ)</p>	<p>ਦਫਤਰ, ਡਾਇਰੈਕਟਰ ਜਨਰਲ ਪੁਲਿਸ, ਪੰਜਾਬ, ਚੰਡੀਗੜ੍ਹ।</p>
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IMMEDIATE

To

1. The Director General of Police,
PAP, Jalandhar Cantt.
2. All Commissioners of Police in Punjab.
3. All Range Deputy Inspectors General of Police, Punjab.
4. All Senior Superintendents of Police, Punjab.
5. Asstt. Inspector General of Police,
GRP, Punjab, Patiala.

Memo No. 5746-80 /E-I(I)
Dated Chandigarh, the :- 07.06.2011

Subject Seniority list of Inspectors of Police.

Please refer to this office memo No. 3507-3606/E-I(I) dated 21.03.2011, on the subject noted above.

2. In September, 2009 seniority in the rank of ASI/SI/Inspr. was prepared upto 31.08.2009 as per directions of Hon'ble High Court in CWP No. 2153 of 2008-Inspr. Krishan Kumar & others and uploaded on Punjab Police Website.

3. Inspr. Ranjit Singh and others filed CWP No. 566 of 2010 (O & M), S.I. Gurbinder Singh and others filed CWP No. 15486 of 2009, S.I. Manjit Singh No. 612/PAP & others filed CWP No. 689/2010, Inspr. Parshotam Singh No. 346/PR filed CWP No. 1101/2010, and Inspr. Pritam Singh No. 525/KPT filed CWP No. 5077 of 2010 against the said seniority list in the Hon'ble High Court for :-

- (i) quashing the seniority list prepared in view of amendment in rule 12.2 (3) and 13.18 of Punjab Police Rules (Punjab Govt. Notification dated 28.2.2003, implementation of instructions of Govt. dated 08.04.1991-withdrawl of confirmation for the period from 08.04.1991 to 28.02.2003
- (ii) for quashing the final seniority list of serving Inspectors whose names were found on promotion list 'F' prior to 14.11.2002,
- (iii) for quashing the combined seniority list of serving Sub Inspectors of all ranges and GRP up to 30.06.2009
- (iv) quashing seniority list circulated on 05.10.09
- (v) directing the department to grant them promotions over and above their juniors who have already been promoted to the higher ranks

- (vi) Implementation of principle of “old vacancies- old Rules” in respect of promotion to the rank of Inspector and DSP, till the Punjab Police Act, 2007, came into force
- (vii) quashing and setting aside the orders dated 1.1.10 and 4.1.10 whereby respondents have been approved for entry to promotion list ‘F’ framed on 01.01.10
- (viii) For issuance of a writ in the nature of mandamus directing the respondent State to frame a consolidated seniority at State level in respect of SIs in the provincial police taking them to be one cadre and thereafter to make promotions in accordance with the statutory rules
- (ix) Quashing Section 4 of the Punjab Police Act, 2007 and Notification dated 14.12.2009.

4. In CWP No. 566 of 2010 (O & M) – Inspr. Ranjit Singh and others filed in the Hon’ble High Court, the Hon’ble High Court passed the following order on 4th March, 2010 :-

- i) There shall be an Officers – Committee comprising (i) Sh. Parag Jain, IPS, IGP/Head Quarters, Punjab Police (ii) Smt. Gurpreet Kaur Deo, IPS, DIG Administration, Punjab Police Headquarters and (iii) Sh M.S. Gill, Additional Advocate General, Punjab, attached with DGP, who shall consider the claims of the petitioners and other police personnel who are likely to be affected.
- ii) The Committee shall hear the petitioners and all other police personnel who are likely to be affected by the recommendations that may be made by it. The Committee, after examining the rival claims in the light of the Act, Rules, Government Policy, equitable considerations, fair and just principles, shall submit its recommendations to the Director General of Police, Punjab/State Government, as early as possible and preferably within a period of two months from the date a certified copy of this order is received.
- iii) The petitioners and other notices shall be at liberty to submit additional documents and/or plea (s) as may be required.
- iv) The Committee shall submit its recommendations duly supported with reasons.
- v) The recommendations of the Committee shall ordinarily be accepted by the Director General of Police/State Government as the case may be unless there are strong and cogent reasons to be recorded in writing.
- vi) If the petitioners are aggrieved at the Committee’s report/recommendations, they shall be at liberty to challenge the same in accordance with law.
- vii) Till the Officers – Committee resolves the issues, the allocation to different cadres, promotions and/or any other incidental service events shall be subject to the committee’s report and the final decision to be taken thereupon by the Competent Authority.

In a subsequent order dated 13.10.2010 the Hon'ble High Court in CWP No. 11993 of 2010 titled as SI Gurbinder Singh and another Vs Punjab State has changed the composition of the Officers Committee as under:-

“Under the circumstances, a committee consisting of IG Headquarters, DIG Administration, Sh. Amol Rattan Singh, Additional Advocate General, Punjab would be constituted to consider all the disputes, instead of two committees which might come to different findings.”

5. Keeping in view the recommendations of the Officers Committee a **Tentative Seniority list of ASIs/SIs/Inspectors of Police** was circulated vide dated 21.03.11 *ibid* and objections were called within 10 days.

6. The objections received from various units in connection with the tentative seniority list of Inspectors were examined and decision was conveyed to the concerned offices vide this office Memos 4333/E-I(I) dated 08.04.11, No. 4379/E-I(I) dated 11.04.11, No. 4629-38/E-I(I) dated 18.04.11, No. 4930-32/E-I(I) dated 12.05.11, No. 5629-31/E-I(I) dated 31.05.11, No. 5628/E-I(I) dated 31.05.11, No. 5688/E-I(I) dated 02.06.11.

7. As per the recommendation of the Officer Committee cases of those persons who were granted out of turn promotion in exercise of rule 13.21 of PPR and sports persons have been reviewed. In some cases a detailed speaking order have already been passed therefore in other cases W/DGP has passed the orders that “promotions granted by the then DGPs for cogent reasons as the officers had made extraordinary contribution in the line of their duty, the detail of which could not be spelt out in the order under review for reasons of confidentiality of the nature of the task performed and also for reasons of the security of the concerned officials and their other colleagues involved in the operations. Therefore, I do not find any reason to recall the order vide which they were given the out of turn promotions”.

8. As regards 295 sports persons who were promoted above 10% quota of C-II, Govt. had created Ex-Cadre posts. Thereafter, Govt. of Punjab, Deptt. of Home Affairs & Justice vide their Notification No. 15/14/2005-5H3/3149 dated 28.12.2006, in order to encourage sports and boost morale of sports persons, 295 temporary posts for outstanding sports persons have been created by relaxing provisions of Rule 12.3 of PPR 1934. Accordingly, their names have been included in this seniority list. However, the Officer committee has recommended that the State Govt. may be requested to create Ex-cadre posts for these persons instead of Cadre posts. As such, as per the decision of the Govt. their seniority can be re-fixed accordingly. However, the Inspectors who are within 207 sports

persons, their names have not been included in the seniority list as the clarification is still awaited from the Govt.

9. After examining the objections the Seniority of Inspectors (list 'F' w.e.f. 28.04.1999 to 01.02.2010) has been finalized. A combined 'F' list was prepared till 01.01.2010 as per old vacancies upto 20.02.08. That this order has been attempted to undo bonafide mistake and to implement the Rules and law laid down by the Hon'ble Court which has been implemented in a uniform and consistent basis without any reference to individual merits. Therefore, it is objective and non-discriminatory. This order emanate from the tentative seniority lists which were circulated earlier and to which objections were received and considered.

That this seniority is subject to the following :-

- a) Any modification/amendment in the inter-se seniority list which may arise out of the review granting deemed dates of promotion.
- b) Decisions of Hon'ble Courts in any matter pending before the courts.
- c) Decision regarding implementation of the 85th amendment to the Constitution of India.
- d) Any mistake/amendment required to be made out clerical/typographical mistakes detected or any entry not as per office record.

10. A copy of the final Seniority list of Inspectors is available on Punjab police Website i.e. www.punjabpoliceindia.org.

Sd/-
Director General of Police,
Punjab.

No. 5781 /E-I(I) dated Chandigarh, the :- 07.06.2011

A copy of the above, alongwith a copy of seniority list, is forwarded to The Principal Secretary, Deptt. of Home Affairs & Justice, (Home-III Branch) Chandigarh, for information and necessary action.

Sd/-
Director General of Police,
Punjab.

No. 5782 /E-I(I) dated Chandigarh, the :- 07.06.2011

A copy of the above, alongwith a copy of seniority list, is forwarded to Superintendent, Secret Section-2, CPO, Punjab, for information and necessary action.

Sd/-
AIG/Pers.
for Director General of Police,
Punjab.

No. 5783 /E-I(1) dated Chandigarh, the:- 07.06.2011

A copy of the above, alongwith a copy of the seniority list of Inspectors (in Pin Drive), is forwarded to the Addl. Director General of Police, Information Technology & Telecommunication, Punjab, Chandigarh. He is requested to upload this seniority on Punjab Police Website.

Sd/-
AIG/Pers.
for Director General of Police,
Punjab.