

No.14014/03/2007-AIS-I
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

North Block, New Delhi
Date: 08.02.2018

ORDER

Whereas, this Department 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, an State Civil Service officer of Punjab cadre Vs Union of India and as confirmed by Hon'ble Supreme Court, issued notification dated 18.4.2012 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. And whereas, consequent upon dismissal of SLP No.4930-4931 of 2016 and Review Petition No. 001428 -001429/2017 filed by DoPT in the case of F.R. Jamadar and other connected court cases filed by the Ministry of Home Affairs viz. CA No.4419 of 2016 –UOI Vs Kailash Chandra Agarwal & Ors, CA No.8199 of 2016 –UOI Vs Arvind Kumar Sharda & Ors, CA No.8200 of 2016 –UOI Vs Keval Krishna Indoria & Ors, CA No.1396 of 2016 –UOI Vs R.A. Sanjeev and WP (C) No. 301 of 2016 -N.K.S. Chauhan Vs UOI, this Department vide OM No. No.14014/14/2014-AIS-I dated 21.8.2017 has decided to apply the amended seniority regulations prospectively i.e. w.e.f. 18.04.2012.

3. And whereas this Department vide OM No.14014/14/2014-AIS-I dated 03.11.2017 has decided that Seniority/year of allotment of officer appointed after 18.4.2012 against the vacancies arisen between 1.2.2010 to 18.4.2012 may be fixed as per pre-amended seniority rules throughout the Cadres.

4. And whereas, further, this Department vide 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 IAS.

5. And whereas, moreover, the State Government of Nagaland vide letter dated 27.10.2017 has requested to rectify the date of holding of continuous service in State Civil Service in the rank of Deputy Collector or equivalent in respect of Shri O.T. Chingmak Chang on 21.12.1985 instead of 27.02.1986.

6. And whereas, the seniority /year of allotment of officers appointed by promotion to IAS of Nagaland cadre from Select List 2010 and 2011 notified during the period from 1.2.2010 to 18.4.2012/ prepared against the vacancies arisen during the said period have been reviewed and re-determined by applying pre-amended seniority rule 3 (3)(ii) of IAS (Regulation of Seniority) Rules, 1987 read with clarification dated 21.08.2017, 03.11.2017 and 22.01.2018 as under:



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)

7.

Select List of 2010

(Prepared against vacancies arisen between 1.1.2010 to 31.12.2010)

Sl. No.	Name of the Officer (S/Shri)	Date from which holding continuous service in the State Civil Service not below the rank of Dy. Collector or equivalent.	Completed year of service rendered in the rank not below that of Deputy Collector or equivalent upto the 31 st December of the year for which the meeting of the committee to make selection was held to prepare the Select List on the basis of which the said officer(s) were appointed to IAS (Fractions if any, are to be ignored) i.e. 31.12.2010.	Total weightage in years in terms of the IAS (Regulation of Seniority) Rules, 1987 as amended from time to time.	Year of allotment entitled	Name, year of SL and YOA of the officer in PQ (SCS), immediately senior to the one whose name is in column no. 02	Year of Allotment assigned
1	2	3	4	5	6	7	8
1.	Smt. Angau I. Thou	18.12.1985	25	9	2001	Shri Ramongo Lotha allotted 2001 batch on the basis of SL of 2009.	2001
2.	C. Merio Tsanglao #	18.12.1985	25	9	2001	As at Sr No. 1 in Col. 2.	2001
3.	T. Kiheto Sema	18.12.1985	25	9	2001	As at Sr No. 2 in Col. 2	2001

4	K.I. Yanger	18.12.1985	25	9	2001	As at Sr No. 3 in Col. 2.	2001
5	O.T. Chingmak Chang	21.12.1985	25	9	2001	As at Sr No. 4 in Col. 2.	2001
6	Smt. Lithrongla G. Chishi	18.12.1985	25	9	2001	As at Sr No. 5 in Col. 2.	2001
7	Smt. Dellirose M. Sakhrie	18.12.1985	25	9	2001	As at Sr No. 6 in Col. 2.	2001
8	Maongwati Aier	18.12.1985	25	9	2001	As at Sr No. 7 in Col. 2.	2001

7.1 As per Rule 4 of the IAS (Regulation of Seniority) Rules, 1987, the officers whose name has been mentioned at Sl. No. 1 to 8 of the select list of 2010 shall be placed below Shri Ramongo Lotha, junior most promotee IAS officer of 2001 of Nagaland Cadre.

8. Select List of 2011
(Prepared against vacancies arisen between 1.1.2011 to 31.12.2011)

I. No.	Name of the Officer (S/Shri)	Date from which holding continuous service in the State Civil Service not below the rank of Dy. Collector or equivalent.	Completed year of service rendered in the rank not below that of Deputy Collector or equivalent upto the 31 st of the year for which the meeting of the committee to make selection was held to prepare the Select List on the basis of which the said officer(s) were appointed to IAS (Fractions if any, are to be ignored) i.e. 31.12.2011.	Total weightage in years in terms of the IAS (Regulation of Seniority) Rules, 1987 as amended from time to time.	Year of allotment entitled	Name, year of SL and YOA of the officer in PQ (SCS), immediately senior to the one whose name is in column no. 02	Year of Allotment assigned
1	2	3	4	5	6	7	8
1.	Smt. Anenla S. Longchari	18.12.1985	26	9	2002	Shri Maongwati Aier allotted 2001 batch on the basis of SL of 2010.	2002
2.	Imjung M. Panger	18.12.1985	26	9	2002	As at Sr No. 1 in Col. 2.	2002

8.1 As per Rule 4 of the IAS (Regulation of Seniority) Rules, 1987, the officers whose name has been mentioned at Sl. No. 1 to 2 of the Select List of 2011 shall be placed in order of seniority in 2002 batch of Nagaland cadre.

9. This will supersede this Department's order of even number dated 15.05.2015.

10. This issues with the approval of Secretary (P) and is subject to outcome of any court case pending in any court of law.



(Udai Bhan Singh)

Under Secretary to the Government of India

Tel:23094142

To:-

1. The Chief Secretary, Government of Nagaland, Kohima for onward transmission to the officer concerned. 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, Government of Nagaland, Kohima.
3. US (S-II)/AIS (III)
4. EO (PR)/RO (CM)
- ✓ 5. NIC, for uploading on DOP's website.