

No.14014/03/2009-AIS-I
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

North Block, New Delhi
Dated 31st January, 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 01.02.2010 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, the seniority /year of allotment of officers appointed by promotion to IAS of Assam cadre from Select List 2008-A, 2009, 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 regulations Rules. 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)

6.

Select List-2008-A

(Prepared against vacancies arisen between 01.01.2008 to 31.12.2008)

Sl No.	Name of the Officer (S/Shri/Smt)	Date from which holding rank not below that of Dy Collector in SCS 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. 31.12.2008.	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	Dr. Anwaruddin Choudhury	01.06.1983	25	9	1999	Shri Anupam Kumar Roy allotted 2000 on the basis of SL of 2008.	2000*
2	Smt. Nafifa Ahmed #	01.06.1983	25	9	1999	As at S. No. 1 in column no.2	2000*
3	Dhrubajyoti Hazarika #	01.06.1983	25	9	1999	As at S. No. 2 in column no.2	2000*
4	Ahmed Hussain	01.06.1983	25	9	1999	As at S. No. 3 in column no.2	2000*
5	Dipak Kumar Sarma #	01.06.1983	25	9	1999	As at S. No. 4 in column no.2	2000*
6	Chohan Doley	01.06.1983	25	9	1999	As at S. No. 5 in column no.2	2000*
7	Imdadul Haque	20.07.1983	25	9	1999	As at S. No. 6 in column no.2	2000*
8	Simanta Thakuria #	20.07.1983	25	9	1999	As at S. No. 7 in column no.2	2000*
9	Mukti Gogoi	20.07.1983	25	9	1999	As at S. No. 8 in column no.2	2000*
10	Amlan Baruah	15.07.1983	25	9	1999	As at S. No. 9 in column no.2	2000*
11	H.K. Dev Mahanta #	21.07.1983	25	9	1999	As at S. No. 10 in column no.2	2000*
12	Dr. Upendra Nath Bora #	17.08.1983	25	9	1999	As at S. No. 11 in column no.2	2000*

Retired.

* Seniority/year of allotment of officers of Joint Assam-Meghalaya cadre mentioned at Sl. No. 1 to 12 in the Select List of 2008-A has been restricted under provisions of the rule 3(3)(ii) of IAS(Regulation of Seniority) Rules, 1987 which provide that an officer shall not be assigned year of allotment earlier than year of allotment assigned to other officer senior to him in that Select List or appointed on the basis of earlier Select List.

6.1 As per Rule 4 of the IAS (Regulation of Seniority) Rules, 1987, officers at Sl. No. 1 to 12 of Select List 2008-A shall be placed below Shri Anupam Kumar Roy, junior most promotee IAS officer of 2000 batch (SL of 2008) and above Dr. Jujjavarapu Balaji, the senior most RR IAS officer of 2001 batch of Joint Assam – Meghalaya Cadre.

7.

Select List-2009

(Prepared against vacancies arisen between 01.01.2009 to 31.12.2009)

Sl. No.	Name of the Officer (S/Shri/Smt)	Date from which holding rank not below that of Dy Collector in SCS 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. 31.12.2009.	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.	Tapan Chandra Goswami#	18.08.1983	26	9	2000	Dr. Upendra Nath Bora allotted 2000 on the basis of SL of 2008-A.	2000
2.	Larlyne Ingtipi #	04.10.1983	26	9	2000	As at S. No. 1 in column no.2	2000
3.	Ramesh Chandra Jain	16.07.1983	26	9	2000	As at S. No. 2 in column no.2	2000

Retired

7.1 As per Rule 4 of the IAS (Regulation of Seniority) Rules, 1987, officer at Sl. No. 1 to 3 of Select List 2009 shall be placed below Dr. Upendra Nath Bora, junior most promotee IAS officer of 2000 batch (SL of 2008-A) and above Dr. Jujjavarapu Balaji, the senior most RR IAS officer of 2001 batch of Joint Assam -Meghalaya Cadre.

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8.

Select List-2010

(Prepared against vacancies arisen between 01.01.2010 to 31.12.2010)

Sl.No.	Name of the Officer (S/Shri/Smt)	Date from which holding rank not below that of Deputy Collector in SCS 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.	Julie Sonowal	10.11.1986	24	8	2002	Shri Ramesh Chandra Jain allotted 2000 batch on the basis of SL of 2009.	2002
2.	Purabi Sonowal	10.11.1986	24	8	2002	As at S. No. 1 in column no.2	2002

8.1 As per Rule 4 of the IAS (Regulation of Seniority) Rules, 1987, officer at Sl. No 1 to of Select List 2010 shall be placed below Shri Mebanshailang R.S. junior most RR IAS officer of 2002 batch and above Shri Klasster W. Marbaniang, the junior most promotee IAS officer of 2002 batch (Non-SCS Category) of Joint Assam-Meghalaya Cadre.

9.

Select List - 2011

(Prepared against vacancies arisen between 01.01.2011 to 31.12.2011)

S. No.	Name of the officer (S/Sh.)	Date from which holding continuous service in SCS not below the rank of Deputy Collector or equivalent.	Completed year of service rendered in the State Civil Service or equivalent till 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 officers 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, till date.	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	Shri Barun Bhuyan	11.07.1983	28	10	2001	Ms. Purobi Sonowal allotted 2002 batch on the basis of SL of 2010.	2002 *

2	Smt. Jayashree Daolagupu	19.11.1986	25	9	2002	As at Sr No. 1 in Col. 2.	2002
3	Smt. Dipti Kumari Deori (Bora)	23.10.1986	25	9	2002	As at Sr No. 2 in Col. 2.	2002

* Seniority/year of allotment of officers of Joint Assam-Meghalaya cadre mentioned at Sl. No. 1 in the Select List of 2011 has been restricted under provisions of the rule 3(3)(ii) of IAS(Regulation of Seniority) Rules, 1987 which provide that an officer shall not be assigned year of allotment earlier than year of allotment assigned to other officer senior to him in that Select List or appointed on the basis of earlier Select List.

9.1 As per Rule 4 of the IAS (Regulation of Seniority) Rules, 1987, officers at Sl. No 1 to 3 of Select List 2011 shall be placed below Shri Purobi sonowal, junior most promotee IAS officer of 2002 batch and above Shri Klasster W. Marbaniang, the junior most promotee IAS officer of 2002 batch (Non-SCS Category) of Joint Assam-Meghalaya Cadre.

10. This will supersede this Department's orders of even number dated 24.04.2012, 06.01.2014 and 31.08.2017.

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

Ordered accordingly.



(Udai Bhan Singh)

Under Secretary to the Government of India

Tel: 23094142

Copy to:-

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