F O.L.

OFFICE OF THE COMMISSIONER OF POLICE: DELHI.

POLICE HEADQUARTERS, JAI SINGH ROAD, NEW DELHI 110001.
Telephone No. 011-23746100 Extn. 69970.

No.47453-47471 /Prom. Cell(GOs)CB/PHQ dated Delhi 24/6 /2026.

Copy along with copy of MHA's Order No. 14016/17/2026-UTS-II, dated 12.06.2026 and its enclosures reg. promotions in respect of Sh. R.K. Mittal (Retd.), DANIPS to the Selection Grade w.e.f. 17.12.1989, Junior Administrative Grade-II of DANIPS w.e.f. 01.01.1996 and Junior Administrative Grade-I of DANIPS w.e.f. 01.01.2000 are forwarded for information and necessary action, to the: -

1. OSD to C.P., Delhi.
2. DCP/GA/PHQ, Delhi.
3. DCP/P&L, Delhi with one spare copy to deliver the same to Shri R.K. Mittal DANIPS (Retd.), accordingly.
4. Addl. DCP/HQ-IV, Delhi.
5. PAO through concerned DCP, Delhi.
6. PA to C.P., Delhi.
7. ACP/Computer Center (IT)/PHQ.
8. Inspr./CR/PHQ.
9. All ACs in CB/PHQ including I/C Computer in CB/PHQ for imaging and uploading the order on the website of Delhi Police, as per the instructions.

(SAPNA GEDAM) ACP/CB-II
FOR ADDL. DEPUTY COMMISSIONER OF POLICE
HDQRS.-IV: DELHI.

No.14016/17/2026-UTS-II

भारत सरकार/Government of India

गृह मंत्रालय/Ministry of Home Affairs

*****

Kartavya Bhawan-III, New Delhi
Dated the 17th June, 2026

ORDER

In compliance of the Hon'ble Delhi High Court's order dated 19.03.2024 in W.P. (C) No.1609/2004 and the Hon'ble CAT (PB), New Delhi's order dated 26.02.2003 in O.A. No.1611/2002 (**copy enclosed**), the Competent Authority in this Ministry is pleased to promote Shri R.K. Mittal (Retd.), DANIPS to the Selection Grade of service in the scale of pay of Rs.3000-4500/- (as per 4th CPC) w.e.f. 17.12.1989 on notional basis.

2. Further, Sh R.K. Mittal is hereby also promoted to the Junior Administrative Grade-II of DANIPS in the scale of pay of Rs.12,000-16,500/- (as per 5th CPC) w.e.f. 01.01.1996 on notional basis. On such promotion, his name will appear at serial number 16A, below Shri Paldan at Sl. No. 16 and above Shri V. Ranganathan at Sl. No.17 of this Ministry's Notification No.14016/1/2006-UTS-II dated 25.07.2006. Rest of the contents of the said notification will remain same.

3. Also, in full compliance of the aforesaid order of the Hon'ble High Court of Delhi and of the Hon'ble CAT (PB), New Delhi, Sh. R.K. Mittal is further promoted to the Junior Administrative Grade-I of DANIPS in the scale of pay of Rs.14,300-400-18,300/- (as per 5th CPC) w.e.f. 01.01.2000 on notional basis. On such promotion, his name will appear at serial number 15A, below Shri Paldan at Sl. No.15 and above Shri V. Ranganathan at Sl. No.16 of this Ministry's Notification No.14016/9/2006-UTS-II dated 23.11.2009. Rest of the contents of the said notification will remain same.

4. Further, the officer is not eligible for Induction to IPS as per the rule 5(3) of the Indian Police Service (Appointment by promotion) Regulations, 1955.

Encl. As above.

17/6/26

(C.P. Vinod Kumar)
Under Secretary/Consultant (UTS-II)
Tel: 2401 0274

Copy, for information and necessary action, to:

1. The Chief Secretary, Government of NCT of Delhi, Delhi Secretariat, I.P. Estate, New Delhi.
2. The Commissioner of Police, Delhi Police Headquarters, New Delhi.
3. The Officer Concerned- through Delhi Police.
4. Guard File 2026.

ATO

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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

Date of decision: 19.03.2024

\+ W.P.(C) 1609/2004 AND CM APPL. 1313/2004 (Stay) & CM APPL. 1890/2004 (Stay)

UOI

..... Petitioner

Through: Ms. Pratima N. Lakra, CGSC with Mr. Chandan Prajapti, Ms. Vrinda Baheti and Ms. Kashish G. Baweja, Advocates.

versus

R.K.MITTAL

..... Respondent

Through: Mr. Viraj R. Datar, Sr. Advocate with Mr. Saurav Joon, Advocate.

CORAM:
HON'BLE MS. JUSTICE REKHA PALLI
HON'BLE MR. JUSTICE RAJNISH BHATNAGAR

REKHA PALLI, J (ORAL)

1. The present writ petition under Articles 226 and 227 seeks to assail the order dated 26.02.2003 passed by the learned Central Administrative Tribunal in O. A. No. 1611/2002. Vide the impugned order, the learned Tribunal, by relying on the decision of the Apex Court in ***Union of India and Anr. v. Harish Chander Bhatia And Ors.*** **1995 (2) SCC 48,** has allowed the original application filed by the respondent and has consequently directed that his initial appointment to the Delhi, Andaman and Nicobar Islands Police Service, (hereinafter referred as 'DANIPS') under Rule 25(3) of the DANIPS Rules (hereinafter referred as 'the Rules') be included

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File No 14040/1/2004/UTS-II (Computer No 3154134)

towards his service for computing his seniority. This direction, we find, was issued by taking into account the fact that the respondent had worked in the same purportedly *ad hoc* capacity for over 6 years.

2. On the last date, in view of the submissions of the learned Senior Counsel for the respondent that the matter was squarely covered against the petitioner not only by the decision in ***Harish Chander Bhatia (Supra)*** but also by a subsequent decision dated 24.12.2014 of a Co-ordinate Bench in W. P. (C) 3626/2014 titled ***Rajan Bhagat v. Union of India & Anr.*** had granted time to the learned counsel for the petitioner to obtain instructions.

3. Today, learned counsel for the petitioner, while not denying that the respondent though purportedly appointed on *ad hoc* basis had, like the petitioner in ***Rajan Bhagat (Supra),*** continued to serve in the DANIPS for over six years that too on the basis of requests made by the petitioner/department for extending his services, submits that the aforesaid two decisions would not be applicable to the facts of the present case as the respondent in the present case was appointed under Rule 25 (3) of the Rules on *ad hoc* basis / under a local arrangement and not under Rule 25(1) and (2) of the Rules under where the petitioner in ***Rajan Bhagat (Supra)*** was appointed.

4. We may, at this stage, note that appointments under Rule 25 (3) of the Rules are on *ad hoc* basis whereas appointments under Rule 25 (1) and (2) are made on officiating basis. Learned counsel for the petitioner has, while emphasizing on the difference, vehemently urged that the decisions in ***Harish Chander Bhatia (Supra)*** and ***Rajan Bhagat (Supra)*** would not be applicable to the facts of the present

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case. We are, however, unable to agree with this plea as we are of the view that in the light of the admitted position that the respondent had worked for over six years in the same capacity after his initial appointment under Rule 25 (3), his case for including this period towards his service for the purpose of computing his seniority cannot be said to be any different from the facts of the aforesaid two decisions.

5. It may, therefore, be apposite to note the relevant extracts of the decision in ***Rajan Bhagat (Supra)***, as contained in para nos. 3 and 7 thereof, which read as under:-

> *"3. The petitioner was working in the Delhi Police when he was promoted as Assistant Commissioner of Police on 4.8.1994 under Rule 24 (1) of the Delhi Andaman & Nicobar Islands Police Services Rules (DANIPS Rules) against a sanctioned post. This was pursuant to the Central Ministry of Home Affair's letter issued in that regard. The initial ad hoc appointment was followed by substantive appointment in 1997. A subsequent Notification dated 12.6.2000 clarified that the appointment of the petitioner was to be from 1997. The DANIPS cadre had seen the issue of seniority being carried in appeal to the Supreme Court in H.C. Bhatia's case (supra), where that Court observed that the long period of service spent beyond six months (in accordance with Rule 25 of the DANIPS Rules) could not be ignored while reckoning seniority. This led to second and subsequently third round of litigation. The seniority lists prepared at that stage were challenged by direct recruit officers who, eventually, succeeded in their challenge and on 26.2.2003, the CAT allowed their applications and quashed the seniority list. It was held that OM governing the seniority - contained in the Circulars/Memos dated 7.2.1986 and 3.7.1986 were inapplicable. Even the Review Petition was rejected on the ground that the amendment relied upon by the promotees in the case was made in 1991. That order of the CAT in OAs 1418/2002, 1435/2002 and 1611/2002 was challenged by the promotees as well as the Union of India. The latter filed W.P. (C) 598/2004.*
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(448)

7. This Court has considered the submissions. The decision in Union of India v. H.C. Bhatia (supra) mandated that the respondents had to give effect to the officiating period or periods spent by officers in the cadre having regard to the overall circumstances of the case. The seniority list drawn by giving effect to such position and taking into account the Circulars of the Central Government, issued in regard to seniority, specially the OM dated 3.7.1986 required rotation of vacancies for the purposes of assigning inter se seniority as between direct recruits and promotees. The CAT fell into an error in the decision in OA 118/2002, 1435/2002 and 1611/2002 in proceeding on the assumption that such Circulars were not binding and could not be applied given the structure of the Rules. The CAT was of the opinion that the amendments made to the DANIPS Rules was only effective from 1991. This Court, however, was of the opinion that the CAT's decision was wrong in view of the mandate in H.C. Bhatia's case (supra) and especially considering that even in 1988, amendments were made to the rules authorizing the application of rota rule to the extent employees or officers were available, in any particular quota. Even according to the CAT's decision in OA 1418/2002 and connected cases, the Rules of 1991 would apply which, in turn, means that rotation in vacancies had to be resorted to for the purposes of seniority to the extent of availability of officers from one stream or the other. In these circumstances, following the judgment in Trilochan Singh v. UOI & Ors. W.P.(C)5973/2003, the impugned order has to be set aside. Ordered accordingly. The petitioner is entitled to the consequential benefits of assignment of seniority from the date he joined the DANIPS on 10.10.1994."

6. From a perusal of the aforesaid, we have no hesitation in concurring with the learned Tribunal that the case of the respondent was squarely covered by the decision in ***Harish Chander Bhatia (Supra).*** In fact, we find that the present case would also be governed by the decision in ***Rajan Bhagat (Supra),*** wherein the Co-ordinate Bench had emphasized that the long period of service beyond six months in accordance with

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Rule 25 of DANIPS Rule could not be ignored while reckoning the seniority of an employee. In the light of the aforesaid, and taking into account the admitted position, where extension of the service of the respondent on purportedly *ad hoc* basis was granted at the specific request of the petitioner department leading to a situation where the respondent continued to serve for over six years with the petitioner, we find no reason to interfere with the impugned order.

7. The writ petition being meritless is, accordingly, dismissed along with accompanying applications leaving the question of law open.

8. The petitioners are, consequently, directed to re-fix the seniority of the respondent in terms of the impugned order and grant him all consequential benefits on notational basis within a period of eight weeks.

(REKHA PALLI)
JUDGE

(RAJNISH BHATNAGAR)
JUDGE

MARCH 19, 2024
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File No. 14040/1/2004/UTS-II (Computer No. 3154134)

No.14016/26/89-UTS
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

New Delhi, the 28.3.90

NOTIFICATION

The President is pleased to appoint Shri Paldan, a Grade-II officer of DANI Police Service, to officiate in Selection Grade of the service with effect from the forenoon of 25.5.89 until further orders.

Sd/-
(R.K.MEHTRA)
DESK OFFICER

No. 14016/26/89-UTS. New Delhi, the 28.3.90

Copy forwarded to:-

1. The Secretary(Home),Delhi Administration,Delhi.
2. The Commissioner of Police,Police Hqrs.,New Delhi with one spare copy for the official concerned.
3. The Secretary,U.P.S.C.,New Delhi,with reference to their letter No.F.5/3(4)/89-AIS dated 12.2.90.
4. Guard file.

Sd/-
(R.K.MEHTRA)
DESK OFFICER.

No. 11524-28 /CB-I dated Delhi, the 9/4/90

Copy forwarded for information and necessary action to:-

1. DCP/Traffic.
2. Sh. Paldan, ACP through DCP/Traffic (original copy).
3. Inspector CR/PHQ.
4. PA to DCP/HQ(I),Delhi for placing with D.P.C.
5. AO-I in C.B.

(S.R.GUPTA)
DY.COMMISSIONER OF POLICE
HQ (I) Delhi.

No.14016/09/2006-UTS-II
Government of India
Ministry of Home Affairs
*****

North Block, New Delhi-110 001.

Dated, the 23rd November, 2009.

NOTIFICATION

The president is pleased to appoint the following Junior Administrative Grade-II officers of NCT of Delhi, Andaman & Nicobar Islands, Lakshadweep, Daman & Diu and Dadra & Nagar Haveli Police Service (DANIPS) to the Junior Administrative Grade-I of the Service in the scale of pay of Rs.14,300-400-18,300/- (pre- revised) with effect from the dates indicated against their names:-

Sl. No.	Name (S/Shri)	Date of appointment
1.	R.L. Meena (ST)	1.1.1996
2.	D.K. Bhatt	1.1.1996
3.	Smt. Yamin S. Hazarika	1.1.1996
4.	Naresh Kumar (SC)	1.1.1996
5.	Mahabir Singh (SC)	1.1.1996
6.	D.P. Verma (ST)	1.1.1997
7.	Shankarsan Dash	1.1.1997
8.	R.K. Sharma	1.1.1997
9.	D.L. Kashyap (ST)	1.1.1997
10.	H.P.S. Virk	1.1.1998
11.	K.C. Dwivedi	1.1.1998
12.	U.K. Choudhary	1.1.1999
13.	G.C. Dwivedi	1.1.1999
14.	Purushottam Dass (SC)	1.1.1999
15.	[illegible] (ST)	1.1.1999
16.	[illegible]	1.1.2000
17.	Ashok Chand	1.1.2001
18.	A.K. Ojha	1.1.2001
19.	V.V. Chaudhary	1.1.2001
20.	A.K. Singh	1.1.2001
21.	Rajinder Singh	1.1.2001
22.	P.C. Hota	1.1.2002
23.	A.A. Siddiqui	1.1.2002
24.	S.B.S. Tyagi	1.1.2002
25.	P.S. Bhushan	1.1.2002
26.	D.S. Norawat	1.1.2002
27.	A.S. Cheema	1.1.2003

28.	Ranvir Singh	1.1.2003
29.	A.K. Kampani	1.1.2003
30.	Alok Kumar	1.1.2003
31.	Ajay Kumar	1.1.2003
32.	Ram Kumar (SC)	1.1.2003
33.	Hari Mohan Meena (ST)	1.1.2003
34.	Prabhakar	1.1.2004

Jitendra

(J.K. Singh)
Desk Officer

To

The Manager,
Government of India Press,
Faridabad,
HARYANA.

Copy forwarded to: -

1. Chief Secretary, Government of NCT of Delhi, Delhi Secretariat, I.P. Estate, New Delhi-110 002.

2. Principal Secretary (Home), Government of NCT of Delhi, Delhi Secretariat, I.P. Estate, New Delhi-110 002.

3. Commissioner of Police, Delhi Police Headquarters, I.P. Estate, New Delhi. It is requested that a copy of the notification may please be provided to the officers concerned.

4. Chief Secretary, Andaman & Nicobar Islands Administration, Port Blair.

5. Administrator, Lakshadweep Administration, Kavaratti.

6. Administrator, Daman & Diu and Dadra & Nagar Haveli Administration, Moti Daman.

7. Union Public Service Commission, (Shri Dharmvir Sharma, Under Secretary (AUC), Dholpur House, Shahjahan Road, New Delhi, with reference to the Commission's letter No.F.5/3(1)/2007-AIS/AUC dated 20th October, 2009.

8. Personal file of officers concerned.

9. ✓ Guard file.

Jitendra

(J.K. Singh)
Desk Officer

[To be published in the Gazette of India, Part-I, Section (2)]

No.14016/1/2006-UTS-II
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya
*****

North Block, New Delhi-110 001.

Dated, th : 25th July 2006.

NOTIFICATION

In partial modification of the Ministry of Home Affairs' Notification No 14016/45/98-UTS dated 25th April 2000, Notification No.14016/45/98-UTS dated 14th June 2000, Notification No.14016/45/98-UTS dated 27th July 2000 Notification No.14016/45/98-UTS dated 7th August 2001 and Notification No.14016/45/98-UTS dated 28th April 2003 and Order No.14040/22/2000-UTS-II dated 9th June 2002, the President is pleased to appoint the following officers of NCT of Delhi, Andaman & Nicobar Islands, Lakshadweep, Daman & Diu and Dadra & Nagar Haveli Police Service to the Junior Administrative Grade-II of the Service in the pay scale of Rs.12,000-16,500/- with effect from the dates indicated against their names:-

Sl.No.	Name { S/Shri }	Date of appointment
1.	R.L. Meena (ST)	1.1.1996
2.	A.A. Farooquee	1.1.1996
3.	B.S. Bhola	1.1.1996
4.	D.K. Bhatt	1.1.1996
5.	Naresh Kumar (SC)	1.1.1996
6.	Mahabir Singh (SC)	1.1.1996
7.	D.P. Verma (ST)	1.1.1996
8.	Shankarsan Dash	1.1.1996
9.	R.K. Sharma	1.1.1996
10.	D.L. Kashyap (ST)	1.1.1996
11.	H.P.S. Virk	1.1.1996
12.	K.C. Dwivedi	1.1.1996
13.	U.K. Choudhary	1.1.1996
14.	G.C. Dwivedi	1.1.1996
15.	Purushottam Dass (SC)	1.1.1996
16.	Paldan (ST)	1.1.1996
17.	V. Ranganathan	1.1.1996
18.	Ashok Chand	1.1.1996
19.	A.K. Ojha	1.1.1996
20.	V.V. Choudhary	1.1.1996
21.	A.K. Singh	1.1.1996
22.	Rajinder Singh	1.1.1996
23.	P.C. Hota	1.1.1997
24.	A.A. Siddiqui	1.1.1997
25.	S.B.S. Tyagi	1.1.1997

P.T.O.

34.	Hari Mohan Meena (ST)	4.4.2002
35.	Prabhakar	4.4.2002

{ **Rajneesh Tingal** }
Under Secretary to the Govt. of India

To

The Manager,
Government of India Press,
Faridabad,
HARYANA.

Copy forwarded to:-

1. Chief Secretary, Govt. of NCT of Delhi, Delhi Secretariat, I.P. Estate, New Delhi - 110 002.
2. Principal Secretary (Home), Govt. of NCT of Delhi, Delhi Secretariat, I.P. Estate, New Delhi-110 002.
3. Commissioner of Police, Delhi, Police Headquarters, I.P. Estate, New Delhi-110 002.
4. Chief Secretary, Andaman & Nicobar Islands Administration, Port Blair.
5. Administrator, Lakshadweep Administration, Kavaratti.
6. Administrator, Daman & Diu and Dadra & Nagar Haveli Administration, Moti Daman.
7. Secretary, Union Public Service Commission, (Shri Manjit Kumar, Under Secretary (AIS), Dholpur House, Shahjahan Road, New Delhi with reference to the Commission's letter No.F.5/3(1)/2005-AIS dated 17.7.2006.
8. Personal files of the officers concerned.
9. Guard file.

{ **Rajneesh Tingal** }
Under Secretary to the Govt. of India