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No.14039/40/2013-UTS-II
Government of India
Ministry of Home Affairs

North Block, New Delhi,
Dated the 19th July, 2013

Subject: Information sought under RTI Act, 2005 – Reply – Regarding.

With reference to his application dated 18.06.2013 filed under RTI Act, 2005 received through UTP Section of this Ministry, Shri. Atter Singh is informed that the information relating to recruitment, promotion and transfer policy etc. of the DANIPS officers may be accessed from the web-site of this Ministry (www.mha.nic.in) .



(S.K. JAIN)
DIRECTOR AND CPIO
Tele No.2309-2436

To

Smt. Atter Singh,
WZ-298, Basai Dara Pur,
New Delhi – 110 015.

जारी किया/ISSUED
दिनांक/Date..... 19.7.13
हस्ता./Sign.....

Dy. No 9337 RTI Cell/ PHQ

Dated 24/06/13

26/06/13

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Bun/ RTI
AC-1 (1) ESWB
Insp/ RTI
AC RTI
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APPLICATION UNDER RTI ACT 2005

To

Dated :18.06.2013

The Public information Officer,
Delhi Police Headquarters,
I.P. Estate, New Delhi-110002.

Subject : Regarding seeking information under RTI Act 2005.

Sir,

Please find enclosed the Postal Order No. 11F056984 for Rs.10/- as fee for seeking information under RTI Act 2005. Please provide me the information of my following questions :-

1. Whether Delhi Police work under the command of Delhi Govt. or Central Govt.?
2. Either the rules of Central Govt. that is CC Conduct Rules are applicable On the employees of Delhi Police?
3. How many out of turn promotion have been given to Delhi Police employees since 26th January 1950 to 31st May 2013? Please provide the list of them rank wise, category wise and year wise.
4. Have you been prepared Post and Promotion basis Reservation Roster of Delhi Police employees since 26th January 1950 to 31st May 2013 which is mandatory as per O.M., dated 2-7-1997[Order No. 1]? Photocopy of model roster for RESERVATION ROSTER FORM 2-7-1997 and PROMOTION 200 POINT ROSTER (Annexure-III to O.M.) are enclosed for your help. If no, why it has not been prepared.
5. If yes, provide a copy of the Roster of Inspectors Executive of Delhi Police prepared on 1st January, 2013.

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6. How many Inspectors (Executive) in Delhi Police belongs to Scheduled Caste Category? Please provide information about their names, posting, portfolio given to them with their Mobile contacts No's.
7. How many Police Station In Delhi?
8. How many SHO in Delhi Police belongs to Scheduled Caste Category? as on 20th June 2013? Please provide the information with their name and name of the Police Station also.
9. What are the criteria for posting of an Inspector as SHO?
10. How many Traffic Circles of Delhi Police?
11. How many Traffic Inspectors in Delhi Police belongs to Scheduled Caste Category as on 20th June 2013? Please provide the information about their names with their Mobile contact numbers and name of the Traffic Circle where they are posted?
12. What is the total strength of Delhi Police as on 20th June 2013?
13. How many units in Delhi Police? Please provide their names and addresses.
14. Please provide the information about the staff posted in each and every Unit with rank wise, category wise and their percentage also.
15. Whether reservation in recruitment and promotion available in Delhi Police?

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- ✓ 14. How many posts of ACP's are sanctioned for Delhi Police from Ministry of Home Affairs? Please provide their details category wise also.
15. Is there any Inspector of Scheduled Caste category in the promotion list of 40 Inspectors (Executive) who have been promoted to the rank of ACP vide order No.12293-392/CB-I/PHQ, dated Delhi the 8/02/2013 and 31527-626/ CB-I/PHQ, dated Delhi the 20/05/2013?
16. Why the Inspectors from Scheduled Caste category have ignored to promote from the rank of Inspector to ACP in the above noted promotion order list?
- ✓ 17. What are the policy/criteria of promotion for Inspectors (Executive) to promote them as ACP?
- ✓ 18. What are the parameters / criteria of suitability for promotion from Inspector rank to ACP rank?
19. Whether there is any provision in Constitution of India to give reservation quota at the time of recruitment only and restriction to give reservation quota in promotion?
20. If yes, please provide the details of the particular section of Constitution of India and copy of the same.
21. If no, why Inspectors from Scheduled caste Category have not been considered as per the their quota prescribed as per the constitution of India?

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22. Whether there is any provision of Hon'ble Supreme Court of India or any other court or any tribunal of India to give reservation quota at the time of recruitment only and restriction to give reservation quota in promotion?
20. If yes, please provide the details of the particular order of Hon'ble Supreme Court of India and copy of the same.
21. If no, why Inspectors from Scheduled caste Category have not been considered as per the their quota prescribed in constitution of India? Please provide the details of the law/rule which allow to promote only General Category Inspectors.
22. Under what rule and regulations the names of 14+26 Inspectors only from the General Category had been recommended by the worthy Lieutenant Governor of Delhi for look after the work of Assistant Commissioner of Police, later on promoted as A.C.P. vide order No.12293-392/CB-I/PHQ, dated Delhi the 8/02/2013 and 31527-626/ CB-I/PHQ, dated Delhi the 20/05/2013?
23. Whether before recommendation the name of 14+25 Inspectors from General Category sent to Lieutenant Governor of Delhi to promote them as Assistant Commissioner of Police any ground meeting of Departmental Promotion Committee was constituted? If yes, name of those officials may please be provided with the minutes of meeting of meeting of DPC meeting. If Departmental Promotion Committee not constituted, why it was not constituted?

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24. Whether there was any written or verbal order or instruction from any senior level, that only the name of General Category Inspectors have to be recommended to the worthy Lieutenant Governor of Delhi for the looking after the work of Assistant Commissioner of Police?
25. Why the names of Inspectors from Scheduled Caste and Scheduled Tribe Category were not sent to the worthy Lieutenant Governor of Delhi?
26. Whether the worthy Lieutenant Governor of Delhi had been specifically informed in writing that 14+26 name of Inspectors are only from General Category and no one had been taken from Scheduled Caste Category in this recommendation?
27. Under what circumstances/justified reasons the name of Inspectors only from General Category had been recommended to the worthy Lieutenant Governor of Delhi?
28. Whether sending the name of Inspectors only from General Category (14+26) is a deliberate act of partiality and reflect/show that there is no place towards the Scheduled Caste and Scheduled Tribe Categories, while the Constitution of India provides the facility to Scheduled Caste and Scheduled Tribe Categories to be considered them in promotions as per their quota?
29. Why recommendation was not sent as per the promotion based Roster which is mandatory as per the Annexure-III to M.O., dated 2-7-1997 [Order No.1] photocopy of the same is enclosed as Annexure-1?

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30. What is the roll/policy of UPSC in whether there is any provision in constitution of India to give reservation quota at the time of recruitment only and restriction to give reservation quota in promotion?
31. If yes, please provide the details of the particular section of the Indian Constitution and copy of the same.
32. Either UPSC only recruit direct ACP and IPS officer for Delhi Police or Delhi Police has to take approval from UPSC to promote the inspectors to the rank of ACP?
33. What is the roll/policy of Ministry of Home Affairs in promotion of Inspectors to promote them from Inspectors to ACP rank?
34. Either Delhi Police has to take approval from Ministry of Home Affairs to promote the inspectors to the rank of ACP?
35. What is the roll/policy of Lieutenant Governor of Delhi in promotion of Inspectors to promote them from Inspectors to ACP rank?
36. Either Delhi Police has to take approval from Lieutenant Governor to promote the inspectors to the rank of ACP?
37. How many post of ACP's were vacant in Delhi Police as on 1st January 2013? Please provide the information separately about the post of direct ACP's and promotee's ACP's Category wise.
38. Whether all vacant posts of ACP's were vacant for General Category only?

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38. How many vacant posts of ACP's reserved for reserved Category?
39. How many post of ACP's are vacant in Delhi Police as on 20th June 2013? Please provide the information separately about the post of direct ACP's and promotee's ACP's Category wise.
- ✓40. How many ACP's in Delhi Police are as direct recruited as on 20th June 2013? Please provide the information with category wise.
41. Please provide information about the name, mobile No.'s and place of Postings of direct recruited ACP's at present in Delhi Police belongs to Scheduled Caste Category.
42. How many ranker/promotee ACP's at present in Delhi Police belongs to Scheduled Caste Category? Please provide the information with their name, mobile No's and place of Posting of them.
43. How many IPS officers in Delhi Police? Please provide the information rank and category wise.
44. Please provide the information about the IPS officers in Delhi Police belong to Scheduled Caste Category with their name, mobile No's and their present place of Postings?
45. If Delhi Police work under the supervision of Ministry of Home Affairs then why this discrimination and who are responsible officials for not including the inspectors of Scheduled Caste Category in the list of promotion order noted above from the rank of inspector to ACP? Please provide the information about their name and rank.

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46. What are the guide lines of Department of Personnel & Training regarding promotion from Inspector rank to ACP?
47. If we are governed by Home Ministry of Central Govt., why the Inspectors of Delhi Police Anand Rai and others have gone CAT vide case O.A. No.1033/2013.
48. Why the reply of the CAT noted above was not been submitted on 29th May, 2013 fixed for hearing?
49. Delhi Police is working under the supervision of Central Govt. then why policy regarding promotion of Central Govt. employees not applicable in Delhi Police for Promotion from Inspector to ACP rank.
50. Who is the official incharge of Confidential Branch, PHQ? Please provide the name of and rank of the officer incharge of Confidential Branch, PHQ.
51. Who is responsible to create confusion regarding the promotion of Reserved Category in Delhi Police?
52. Either Shri B. S. Pundeer ACP, incharge of Confidential Branch of Delhi Police Headquarter misguided the senior officials of Delhi Police for not to promoting the Inspectors of Schedule Caste Category as ACP in the above note orders of promotion?
53. What is the roll of Shri B. S. Pundeer ACP, incharge of Confidential Branch of Delhi Police Headquarter in the above noted orders of the promotions from the rank of Inspectors to ACP?

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- 54. Please provide the detail information about Shri B. S. Pundeer ACP, incharge of Confidential Branch of Delhi Police Headquarter i.e. date of birth, date of recruitment, date of his retirement from service his place of posting as Sub Inspector, date of promotion as Inspector, place of postings as inspector, date of promotion as ACP, place of postings as ACP and how many times he remain posted as SHO of Police Stations. Please provide the names of Police Stations where he was posted as SHO of Police Station.
- 55. Please provide the property details of Shri B. S. Pundeer, ACP, Incharge of Confidential Branch of Delhi Police Headquarter as he has provided to Delhi Police.
- 56. Whether an incharge of Confidential Branch of Police Headquarter can affect the promotion of Inspectors(Executive)? If yes, how can he affect the promotion of Inspectors (Executive)?
- 57. Whether the post of incharge of Confidential Branch of Police Headquarter is a post of Ministerial staff? If yes, why Mr. B. S. Pundeer, ACP (Executive) has been posted at this post?
- 58. What is the tenure of incharge of Confidential Branch of Police Headquarter?
- 59. When Mr. B. S. Pundeer, ACP (Executive) has been posted at this post?
- 60. What are the criteria of transfer in Union Territories of Promotee/ranker ACP's serving in Delhi Police?
- 61. Whether Mr. B. S. Pundeer, ACP (Executive) has been posted in Union Territories ever since he has been promoted?

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62. If yes, when he has been posted in any Union Territory and in which Union Territory state he remains posted and for how much tenure he remain there?
63. If no, then when he will be transferred to Union Territory state, why he has not been transferred to in any Union Territory state yet and what are the reasons behind this?
64. Why 40 Inspectors of General Category have been promoted as ACP from the back door without conducting regular DPC?
65. Why senior official of Delhi Police are against the promotion of Reserved Category specially Scheduled Caste?
66. Who are the officials of promotion committee for the promotion of 40 Inspectors promoted recently? Please mention their names and ranks.
67. What was the urgency to promote these 26 Inspectors as ACP on 20.05.2013, when Lieutenant Governor of Delhi was out of India i.e. USA. on 20.05.2013?
68. Whether Hon'ble Supreme Court of India has give status Quo against the promotion of Reserved Category?
69. If there is any order of Hon'ble Supreme Court of India regarding ban on promotion of Reserved Category. Please mention about such order in detail.
70. Whether the recommendations of Department of Personnel's and Training of Ministry of Home Affairs were followed to promote the General Category Inspectors as ACP?

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- 71. Whether promotion of exclusive General Category Inspectors as ACP is not The violation of Constitution of India. Who are the responsible officials for this act.
- 72. If the promotion of exclusive General Category inspectors is violation of Constitution of India and guide lines of MHA, whether will be demoted to their pervious rank till the fresh DPC?
- 73. Either state policy regarding promotion of Reserved Category is applicable on Central Govt. employees?
- 74. Whether at the time of recruitment of Constables and Sub Inspectors reservation policy as per the constitution of India is maintained? If yes, what are the criteria's and by which rule this is maintained? Please provide the details about the particular rules.
- 75. If reservation policy is adopted at the time of recruitment of constables and Sub Inspectors, then why reserve category candidates remain short at the time of promotion and department has to promote the juniors? Please provide the reasons.
- 76. Why reserve category candidates not found suitable at the time of promotion. Please provide the reasons.

Applicant

ATTER SINGH
WZ-298, BASAI DARA PUR,
NEW DELHI-110015

19	43	67	91	115
25	49	73	97	119

For Scheduled Tribes - 7 1/2 % (9 points)

14	40	68	95	118
27	54	80	107	

For Other Backward Classes - 27% (31 points)

4	24	44	63	82	101	120
8	28	47	66	86	105	
12	32	51	70	90	109	
16	35	55	74	94	113	
20	39	59	78	98	117	

The remaining 60 points will be Unreserved.

(ii) *Local recruitment*. -- The present 100-point vacancy-based roster maintained according to the proportionate population of SC/ST in different States is required to be revised suitably as Post-based rosters. Ministries / Departments have to prepare the revised rosters on the same principles.

(iv) *Promotions*. -- 200-point roster (Annexure - III to O.M.S.)
Out of these 200-points, reservation will be

SC - 15% (30 points) and ST 7 1/2 % (15 points)

Points for SC/ST will be the same as prescribed for 200-point roster for All India Recruitment by open competition as in (i) above. No reservation for OBCs; all the remaining 155 points will be Unreserved.

EXPLANATORY NOTES. -- Some of the important points of the Explanatory Notes given in Annexure-I to the O.M., dated 2-7-1997 are:

- (1) These rosters are not for determining seniority.
- (2) The two fundamental principles in drawing up these rosters are (i) reservation to be kept within the prescribed percentage and (ii) total reservation not to exceed 50% of the cadre.
- (3) The number of points in each roster will be equal to the number of points in the cadre. As and when cadre strength is increased or decreased, the roster will be expanded or contracted.
- (4) Separate rosters to be maintained for each type of recruitment, i.e., direct recruitment, promotion, etc. For example, if a 200-personnel cadre is to

be filled by direct recruitment and promotion on 50:50 basis, the rosters for direct recruitment and for promotion shall be 100-points each.

(5) Posts filled by transfer / transfer on deputation not to be entered in the roster.

(6) Roster will be operated on the replacement principle and not as a 'running account'. The points in the roster are fixed. Vacancies caused by retirement, etc., are to be filled only by the respective categories.

(7) SCs/STs/OBCs candidates selected on merit will not be shown against the reserved points but shown against the reserved points.

(8) For initial operation of the roster, actual representation of the reserved categories in the cadre will be worked out and excess / shortage adjusted by future recruitment.

(9) In small cadres of up to 13 posts, please see the following model rosters and instructions given thereunder. The principles of operating these rosters will be found in the explanatory notes.

I. DIRECT RECRUITMENT ON ALL INDIA BASIS.

(A) BY OPEN COMPETITION

Model Roster for cadre strength up to 13 posts

Cadre Strength	REPLACEMENT NO.													
	Initial Recruitment	1st	2nd	3rd	4th	5th	6th	7th	8th	9th	10th	11th	12th	13th
1	UR	UR	UR	OBC	UR	UR	SC	OBC	UR	UR	UR	OBC	UR	ST
2	UR	UR	OBC	UR	UR	SC	OBC	UR	UR	UR	OBC	UR	ST	
3	UR	OBC	UR	UR	SC	OBC	UR	UR	UR	OBC	UR	ST		
4	OBC	UR	UR	SC	OBC	UR	UR	UR	OBC	UR	ST			
5	UR	UR	SC	OBC	UR	UR	UR	OBC	UR	ST				
6	UR	SC	OBC	UR	UR	UR	OBC	UR	ST					
7	SC	OBC	UR	UR	UR	OBC	UR	ST						
8	OBC	UR	UR	UR	OBC	UR	ST							
9	UR	UR	UR	OBC	UR	ST								
10	UR	UR	OBC	UR	ST									
11	UR	OBC	UR	ST										
12	OBC	UR	ST											
13	UR	ST												

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the number of vacancies in respect of SC/ST candidates only.— *OMs, dated 22-4-1992 and 15-11-2002.*

11. Liaison Officer.— An Officer in the rank of Deputy Secretary is nominated in each Ministry to ensure compliance of the reservation orders issued in favour of SCs/STs, to ensure prompt disposal of grievances and to scrutinize and consolidate statistical data. Liaison Officers are also to be nominated in the offices of Heads of Departments and in each Attached / Subordinate Offices.— *Section 2.*

2. Reservations for Socially and Educationally Backward Classes (OBCs)

[Swamy's — Reservations and Concessions]

1. Definition.— OBCs for purposes of reservation would comprise of the castes and communities which are commonly mentioned in both the lists in the Mandal Commission Report and the State Governments' lists. A list of such common categories has been brought out by the Ministry of Welfare. However, from this list, certain persons / sections will be excluded. The rest will be entitled for reservation.— *OM, dated 8-9-1993. [Order No. 1]*

2. (a) Certificate.— Any candidate claiming to belong to the OBC should obtain a certificate in the prescribed form signed by any of the specified authorities. No other certificate will be accepted. The authority should also certify that the candidate does not belong to any one of the Creamy Layers.— *OM, dated 29-12-1993. [Order Nos. 2 & 3]*

(b) Conditions to be added in the appointment order.— The appointment order should state that the offer of appointment is subject to verification of OBC certificate and if the verification reveals that the claim is false, the services will be terminated forthwith without assigning any further reasons.

3. Reservations only in direct recruitment.— 27% in civil posts / services are reserved for OBCs. No reservation in promotions.

EXEMPTIONS.— Scientific / technical posts for conducting, organizing, guiding and directing research, which are above the lowest Group 'A' grade are exempted from the purview of reservations.— *OM, dated 13-5-1994. [Order No. 6]*

4. Relaxations and concessions.—

(i) Age-limit for direct recruitment.— Three years, for all posts.

(ii) Meritorious candidates not to be adjusted against reservation.— OBC candidates recruited on the basis of merit on the same standards as for general candidates will not be adjusted against the 27% reservation.

(iii) Minimum standard in examination / interview.— In respect of written examination / interview for direct recruitment, relaxation of standards will be allowed for OBC candidates as in the case of SC/ST [See Para. 9 (ii) of Subject 1 in this Section.]

5. Separate Liaison Officer for OBC.— Deputy Secretary-in-charge of Administration or an officer of equivalent rank in each Ministry / Department Attached and Subordinate Offices will be appointed as Liaison Officer separately to look after work relating to matters of reservation for OBCs.— *OM, dated 1-10-1997 [Order No. 9] Section 3.*

3. Post-Based Reservation Rosters

[Swamy's — Reservations and Concessions]

RESERVATION ROSTERS FROM 2-7-1997

(i) Direct Recruitment on All India basis by Open Competition.— *(Annexure - II to O.M. dated 2-7-1997) [Order No. 1]*

Out of the specified 200 points, the reserved points will be—

For Scheduled Castes — 15% (30 points)	
7	41
15	47
20	54
27	61
35	68
74	107
81	114
87	121
94	127
99	135
140	174
147	180
154	187
162	194
168	199

For Scheduled Tribes $7\frac{1}{2}$ % (15 points)

14	55
28	69
40	80
95	136
108	148
120	160
175	175
188	188
198	198

For Other Backward Classes — 27% (54 points)

4	26
8	30
12	34
16	38
19	42
23	45
71	93
75	97
78	100
82	104
86	109
89	112
115	138
119	141
123	145
126	149
130	152
134	156
161	182
163	186
167	189
171	193
176	197
178	200

The remaining 101 points will be Unreserved.

(ii) Direct Recruitment on All India basis otherwise than by Open Competition.— 120-point Roster. *(Annexure - II to O.M.)*
Out of the specified 120 points, the reserved points will be—

For Scheduled Castes — 15% (20 points)	
7	31
13	37
56	61
79	85
103	110