

CENTRAL ADMINISTRATIVE TRIBUNAL  
ERNAKULAM BENCH

**ORIGINAL APPLICATION NO. 180/473/2018**

Monday this the 4<sup>th</sup> day of June, 2018

**CORAM**

**HON'BLE MR. U. SARATHCHANDRAN, JUDICIAL MEMBER**  
**HON'BLE MR.E.K.BHARAT BHUSHAN, ADMINISTRATIVE MEMBER**

1. Jayakumar.K  
S/o.Kuttan  
Aged 56 years  
Superintendent of Police  
Vigilance & Anti Corruption Bureau  
Special Investigating Unit II  
Thiruvananthapuram  
Residing at EVRA 404  
Opp: Carmel School  
Vazhuthacaud, Thiruvananthapuram-695 014
2. D.Mohanan  
S/o.Damodaran  
Aged 56 years  
Superintendent of Police  
Intelligence SBCID  
Head Quarters, Pattom  
Thiruvananthapuram-695 004  
Residing at Aswathy  
Chunakara South  
Charumoodu P.O  
Mavelikkara, Alappuzha Dist:690 101
3. Johnson Joseph  
S/o.Joseph  
aged 56 years  
Superintendent of Police  
CBCID, EOW II  
Kottayam  
Residing at Mattathil House  
Mankompu  
Chovoor P.O  
Kottayam District

... **Applicants**

**[By Advocate Mr.Pirappancode V.S.Sudheer]**

V.

1. Union of India, represented by its  
Secretary, Ministry of Home Affairs  
New Delhi- 110 112
2. The Union Public Service Commission  
Represented by its Secretary  
Shajahan Road, New Delhi-110 001

3. The Selection Committee for Selection to India Police Service Constituted under Regulations of the Indian Police Service (Appointment by Promotion), Regulation 1955  
Represented by its Chairman  
Union Public Service Commission, New Delhi- 110 001
  4. State of Kerala, represented by the  
Chief Secretary to Government  
Secretariat, Thiruvananthapuram-695 001
  5. The State Police Chief  
Police Headquarters  
Thiruvananthapuram – 695 001
- ... **Respondents**

**(By Advocate Mr.N.Anilkumar, Sr.PCGC(R) for R1, Mr.Thomas Mathew Nellimoottil,Sr.PCGC for R 2&3 and Mr.M.Rajeev,G.P for R 4&5)**

This application having been finally heard on 4.6.2018, the Tribunal on the same day delivered the following in the open court.

### O R D E R (ORAL)

#### **BY HON'BLE MR.E.K.BHARAT BHUSHAN, ADMINISTRATIVE MEMBER**

Applicants are working as Superintendent of Police (Non IPS) and are retiring on 31.5.2018. They claim that they are eligible to be considered for inclusion in the zone of consideration for appointment to the Indian Police Service by promotion for the vacancies available in the years 2017 and 2018. They apprehend that their retirement from the State Service would stand in the way of their name being considered for the said vacancies. We are told by the State Government Pleader that steps towards filling up of vacancies for the year 2017 are yet to be completed by the State Government.

2. Hence, an order is passed to the effect that the factum of retirement of the applicants from State Police Service will not preclude them from being considered for promotion to Indian Police Service for the vacancies for the years 2017 and 2018, if they are otherwise eligible.

3. The Original Application is disposed of as above. No costs.

**(E.K.BHARAT BHUSHAN)**  
**ADMINISTRATIVE MEMBER**

**(U.SARATHCHANDRAN)**  
**JUDICIAL MEMBER**

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**List of Annexures**

Annexure A-1 - True copy of the letter No.A1-18547/2018/PHQ dated 21.4.2018 of the State Police Chief

Annexure A-2 - True copy of the Office Memorandum dated 20.3.2015 of the Government of India, Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training

Annexure A-3 - True copy of the order dated 1.11.2017 in O.A No.180/00866/2017 of this Tribunal.

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