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IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
WRIT PETITION(C) NO.183/2013
Manish Kumar ..Petitioner

versus

Union of India and others ..Respondents

O R D E R

State of Uttar Pradesh

1. 11,376 vacant posts of Sub-Inspector of Police, are to be filled up by way of direct recruitment. Mr. Debasish Panda, Principal Secretary (Home), Government of Uttar Pradesh, who is present in Court in person, affirms, that 3200 vacancies of the posts of Sub-Inspector of Police, will be filled up each year over four years commencing from the year 2018. The advertisement notifying the vacancies for 2018 will be issued in the month of January, 2018, the result of the selection process will be declared in October, 2018, the training of the selected candidates will commence in February, 2019, and will conclude in January, 2020. The schedule for the next three years, we are assured, will remain the same, as for the year 2018.

2. Insofar as the posts of Constables of Police are concerned, which are also to be filled up by direct recruitment, it was submitted, that 30000 Constables will be recruited annually for four years, i.e., during the years 2017, 2018, 2019 and 2020. The

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annual process of issuing the advertisement, notifying the vacancies will be published in August every year. The results thereof will be declared in June of the following year. For each process of selection, training will commence in the month of October in the year of the declaration of the result, and the training process will conclude in the month of September of the next following year.

3. We hereby approve the recruitment process for selection of direct recruits, at the level of Sub-Inspector of Police, as also, that of Constables of Police.

4. We also further direct, that promotions to the various ranks shall be made from time to time as may be feasible, depending on the cadre strength.

5. Mr. Debasish Panda, Principal Secretary (Home), Government of Uttar Pradesh, who is present in Court in person, shall ensure that the selection, recruitment and training is conducted in the manner indicated hereinabove (which is truly the proposal submitted by the State Government itself). For ensuring that the submission made to this Court is not breached, we direct the Principal Secretary (Home), Government of Uttar Pradesh to ensure, that the Chairman of the Police Recruitment and Selection Board shall not be changed midstream, i.e., during the period intervening the issuance of the advertisement notification (for filling up the vacancies of different cadres) till the process of selection is completed.

6. In case of breach of the time lines indicated hereinabove, the officer mentioned hereinabove, shall be personally

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responsible.

State of Karnataka

1. The following vacancies are available in the State of Karnataka. These vacancies are to be filled up, by way of direct recruitment:

Police Sub-Inspectors

Sl.

No. Cadre 2016-17 2017-18 2018-19 Total

1 PSI

(CIVIL) 165 164 164 493

2 RSI

(CAR/DAR) 39 38 38 115

3 SPL. RSI
 (KSRP) 28 28 28 84
 4 PSI (FPB) 5 5 5 15
 5 PSI
 (WIRELESS
) 9 9 8 26
 6 PSI
 (KSISF) 18 17 17 52
 7 PSI (CID) 12 12 12 36
 8 PSI (INT) 41 40 40 121
 TOTAL 317 313 312 942

Police Constables

Sl.

No. Cadre 2016-17 2017-18 2018-19 Total

1 PC 2112 2111 2111 6334
 2 APC
 (CAR/DAR) 688 688 688 2064
 3 PC (FPB) 3 3 2 8
 4 RPC
 (KSRP) 849 849 849 2547
 5 PC
 (KSISF) 396 395 395 1186
 TOTAL 4048 4046 4045 12139

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 2. In the Road Map for filling up the vacancies during the year 2016-17, we are informed by Shri Raghavendra Auradkar, IPS, Additional Director General of Police (Recruitment), Government of Karnataka, that the following process of selection is on-going:

Police Sub-Inspectors

Sl
 No
 : Post Number of
 Vacancies
 Notified Present Status
 1 Police
 Sub-Inspector (Civil) 418 Provisional Select List has been published and process of document verification is in progress.

2 Police
 Sub-Inspector (FPB) 24 Provisional Select List has been published and process of document verification is in progress.

3 Police
 Sub-Inspector (Wireless) 28 Provisional Select List has been published and process of document verification is in progress.

4 Police
 Sub-Inspector (CID) 12 Written examination has been conducted. The process of conducting viva-voce will be held from 24.4.2017 and 25.4.2017 after which Provisional Select List will be published.

5 Sub-Inspector (KSISF) 18 Written examination has been conducted. The process of conducting viva-voce will be held from 3.5.2017 and

4.5.2017 after which
Provisional Select List will
be published.

6 Police
Sub-Inspector (Civil) 59 Written examination has been
conducted. The process of
conducting viva-voce will be
initiated in the Second week
of May, 2017 after which
Provisional Select List will
be published.

7 Police
Sub-Inspector (State
Intelligence
) 41 Written examination has been
conducted. The process of
conducting viva-voce will be
initiated in the Third week
of May, 2017 after which
Provisional Select List will
be published.

8 Reserve
Sub-Inspector (CAR/DAR) 97 Written examination has been
conducted. The process of
conducting viva-voce will be
initiated in the Fourth week
of May, 2017 after which
Provisional Select List will
be published.

9 Special
Reserve
Sub-Inspector (KSRP) 28 Written examination has been
conducted. The process of
conducting viva-voce will be
initiated in the Third week
of June, 2017 after which
Provisional Select List will
be published.

TOTAL 725

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Police Constables
Sl
No
: Post Number of
Vacancies
Notified Present Status

1 Police
Constable
(Civil) 3992 Provisional Select List has
been published and document
verification is in
progress.

2 Armed Police
Constable(CAR/D
AR) 1834 Provisional Select List has
been published and document
verification is in
progress.

3 Special Reserve
Police
Constable
(KSRP) 1976 Merit List has been
generated after the written
examination. The

provisional select list will be published in the First week of May, 2017.

4 Police Constable

(KSISF) 396 Written examination has been conducted. Merit List will be generated and the provisional select list will be published in the Second week of May, 2017.

5 Police Constable

(Wireless) 226 Merit List has been generated after the written examination. The provisional select list will be published in the last week of April, 2017.

TOTAL 8424

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3. It is pointed out, that in the above process of selection, the consideration has proceeded up to the finalisation of the provisional select list. It is submitted, that appointments, out of the provisional select list, will be made by July, 2017. In the selection processes, referred to above, wherein the written examination has been conducted, it is submitted, that the provisional select list will be finalised by May, 2017, and the appointment orders will be issued by July, 2017. We place on record the manner of filling up of direct recruit vacancies in the police cadre during the year 2016-2017.

4. It is submitted, that for filling up of remaining vacancies, the following time schedule has been determined by the High Court:

â- S A. For filling up of vacancies in the Cadre of Police Sub Inspector (Civil)
Sl.

No. Description Date

1. Obtaining classification of Vacancies from the concerned Unit Officers. End of March

2. Publication of Notification 2nd week of April

3. Issue of Paper advertisement 2nd week of April

4. Inviting applications through on-line 3rd week of April

5. Conduct of ET & Police Station 4th week of May

6. Conduct of Written examination 4th week of June

7. Conduct of Viva-voce 4th week of July

8. Publication of Select List 1st week of August

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B. For filling up of vacancies in the Cadre of Reserve Sub Inspector (CAR/DAR):

Sl.

No. Description Date

1. Obtaining classification of Vacancies from the concerned Unit Officers. End of March

2. Publication of Notification 2nd week of April

3. Issue of Paper advertisement 2nd week of April

4. Inviting applications through

on-line 3rd week of
April

5. Conduct of ET & Police Station 4th week of June
6. Conduct of Written examination 4th week of July
7. Conduct of Viva-voce 4th week of
August

8. Publication of Select List 1st week of
September

C. For filling up of vacancies in the Cadre of Reserve Sub
Inspector (FPB) and (Wireless):
Sl.

No. Description Date

1. Obtaining classification of
Vacancies from the concerned
Unit Officers. End of March
2. Publication of Notification 2nd week of
April
3. Issue of Paper advertisement 2nd week of
April
4. Inviting applications through
on-line 3rd week of
April

5. Conduct of ET & Police Station 4th week of June
6. Conduct of Written examination 1th week of
August

7. Conduct of Viva-voce 4th week of
August

8. Publication of Select List 1st week of
September

D. For filling up of vacancies in the Cadre of Spl. Reserve
Sub Inspector (KSRP):

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Sl.

No. Description Date

1. Obtaining classification of
Vacancies from the concerned
Unit Officers. End of March
2. Publication of Notification 2nd week of
April
3. Issue of Paper advertisement 2nd week of
April
4. Inviting applications through
on-line 3rd week of
April

5. Conduct of ET & Police Station 4th week of July
6. Conduct of Written examination 1th week of
September

7. Conduct of Viva-voce 4th week of
September

8. Publication of Select List 1st week of
October

E. For filling up of vacancies in the Cadre of Sub-Inspector
(KSISF), PSI (CID) and PSI (INT):
Sl.

No. Description Date

1. Obtaining classification of
Vacancies from the concerned
Unit Officers. End of August
2. Publication of Notification 2nd week of
September
3. Issue of Paper advertisement 2nd week of
September
4. Inviting applications through
on-line 3rd week of
September

5. Conduct of ET & Police Station 4th week of
October

6. Conduct of Written examination 3rd Week of

November for SI
(KSISF), 4th
week of November
for PSI (CID)
and 1st Week of
December for PSI
(INT)

7. Conduct of Viva-voce 3rd week of
December

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8. Publication of Select List 2nd week of
January

F. For filling up of vacancies in the Cadre of Cadre of Police
Constable (Civil):

Sl.

No. Description Date

1. Obtaining classification of
Vacancies from the concerned
Unit Officers. 4th week of May
2. Publication of Notification 2nd week of June
3. Issue of Paper advertisement 2nd week of June
4. Inviting applications through
on-line 3rd week of June
5. Conduct of Written Examination 2nd week of
August
6. Preparation of Merit List 1st week of
September
7. Conduct of ET & PST 4th week of
September
8. Publication of Selection list 2nd week of
October

G. For filling up of vacancies in the Cadre of Cadre of Armed
Police Constable (CAR/DAR):

Sl.

No. Description Date

1. Obtaining classification of
Vacancies from the concerned
Unit Officers. 4th week of May
2. Publication of Notification 2nd week of June
3. Issue of Paper advertisement 2nd week of June
4. Inviting applications through
on-line 3rd week of June
5. Conduct of Written Examination 4th week of
August
6. Preparation of Merit List 3rd week of
September
7. Conduct of ET & PST week of October
8. Publication of Selection list 4th week of
October

H. For filling up of vacancies in the Cadre of Cadre of Spl.

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Reserve Police Constable (KSRP):

Sl.

No. Description Date

1. Obtaining classification of
Vacancies from the concerned
Unit Officers. 4th week of
September
2. Publication of Notification 2nd week of
October
3. Issue of Paper advertisement 2nd week of
October
4. Inviting applications through
on-line 3rd week of
October
5. Conduct of Written Examination 2nd week of
December

6. Preparation of Merit List 3rd week of
January
7. Conduct of ET & PST 3rd week of
January
8. Publication of Selection list 1st week of
February
J. For filling up of vacancies in the Cadre of Cadre of Police
Constable (KSISF):
Sl.
No. Description Date
1. Obtaining classification of
Vacancies from the concerned
Unit Officers. 4th week of
October
2. Publication of Notification 2nd week of
November
3. Issue of Paper advertisement 2nd week of
November
4. Inviting applications through
on-line 3rd week of
November
5. Conduct of Written Examination 4th week of
December
6. Preparation of Merit List 3rd week of
January
7. Conduct of ET & PST 3rd week of
February
8. Publication of Selection list 4th week of
February
K. For filling up of vacancies in the Cadre of Cadre of Police

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Constable (FPB):
Sl.
No. Description Date
1. Obtaining classification of
Vacancies from the concerned
Unit Officers. 4th week of
October
2. Publication of Notification 2nd week of
November
3. Issue of Paper advertisement 2nd week of
November
4. Inviting applications through
on-line 3rd week of
November
5. Conduct of Written Examination 4th week of
January
6. Preparation of Merit List 3rd week of
February
7. Conduct of ET & PST 2nd week of
March
8. Publication of Selection list 3rd week of
March

5. We are informed on behalf of the State of Karnataka, that the
Principal Secretary, Home Department, Government of Karnataka, is
monitoring the recruitment process. He assures this Court, that
the time lines indicated hereinabove, will be duly complied with.
The statement made on behalf of the State of Karnataka, is taken on
record.

6. We hereby direct, that the Principal Secretary, Home
Department, Government of Karnataka, and the Additional Director
General of Police (Recruitment), Karnataka shall be responsible for
filling up all the vacancies, in the manner indicated to this Court
on behalf of the State Government, by strictly adhering to the time
lines.

State of Tamil Nadu

1. Mr. V. Sampath, Joint Secretary, Department of Home, Government of Tamil Nadu, and Mr. Sanjay Arora, Additional Director General of Police, are present in Court in person, to assist this Court about the manner by which direct recruitment will be made, to fill up vacancies of different ranks in the police department.

2. In the cadre of Sub-Inspectors (Taluk), we are informed, that as against the sanctioned strength of 8151 posts, 6398 sub-inspectors are in position. It is submitted, that the vacancies in the said cadre as on 1.1.2017, were 1753. Out of the above vacancies, it is pointed out, that the process of selection of 1026 Sub-Inspectors (Taluk) has been completed, and their training is in progress. It is submitted, that the above-mentioned trainees are likely to be issued appointment orders shortly, on the conclusion of their training, whereupon, they are expected to join the police force, by 1.10.2017. It is submitted, that the remaining 720 vacancies in the cadre of Sub-Inspectors (Taluk) will be initiated and completed, within four months from today.

3. Insofar as the cadre of Sub-Inspector (Armed Reserve) is concerned, it is pointed out, that it has a sanctioned strength of 1209 posts, out of which 1099 personnel are in position. As such, there are only 110 vacancies of Sub-Inspectors (Armed Reserve), which remain to be filled up. It is submitted, that the above posts are to be filled up by way of promotion, and the process of promotion to the above 110 vacancies, shall be completed, and appointment orders will be issued, within four months from today.

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4. Insofar as the cadre of Sub-Inspector (Tamil Nadu Special Police) is concerned, it has a sanctioned strength of 477, out of which 400 personnel are in position. It is pointed out, that the remaining 77 vacancies in the cadre of Sub-Inspector (Tamil Nadu Special Police) are to be filled up by way of promotion, and the process of promotion to the above 77 vacancies will be completed, and appointments will be made, within five months from today.

5. Insofar as the cadre of Constables is concerned, it is submitted, that there is a sanctioned strength of 1,09,694 posts, out of which 92,105 personnel are in position. As against the remaining 17,589 vacancies, the Tamil Nadu Uniformed Services Recruitment Board has already issued an advertisement notifying 13,183 vacancies of Grade-II Police Constables (Armed Reserve and Tamil Nadu Special Police) on 23.01.2017. It is pointed out, that the provisional selection list, will be issued positively by August, 2017, whereafter, after abiding by the verification process, orders of appointment will be issued in November, 2017, requiring the selected candidates to undergo training for a period of eight months.

6. It is submitted, that the entire balance vacancies, including such vacancies which may arise in the interregnum, will be taken up, as soon as the provisional list, for the existing process of selection is published, in August, 2017. It is affirmed, that the Tamil Nadu Uniformed Services Recruitment Board, will fill up all the remaining vacancies, in the cadre of Constables of Police, within a period of eight months of the

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issuance of the advertisement. In the above view of the matter, it is expressly undertaken, that all the balance vacancies in the cadre of constables, will be filled up by April, 2018.

7. The aforesaid factual position brought to the notice of this Court, is taken on record. The Director General of Police, who is also the Chairman of the Tamil Nadu Uniformed Services Recruitment Board, shall be personally responsible for complying with the undertaking given to this Court.

States of West Bengal, Bihar and Jharkhand

Even though, we had taken up for consideration the matter relating to filling up of vacancies in the police force for the States of West Bengal, Bihar and Jharkhand, we refrain ourselves from passing any final orders, in respect of the above States.

Proceedings with reference to the aforesaid three States, are accordingly deferred to 1.5.2017.

In addition to the above three States, the three States with the next largest number of vacancies are:

Gujarat - 28580

Telangana - 17504

Rajasthan - 15731

We therefore hereby direct, the Home Secretaries of the additional three States, referred to hereinabove, to assist this Court personally, or to nominate an officer of the department, not below the rank of Joint Secretary, to prepare a definite road map

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for filling up the vacancies of police personnel.

Post for further consideration on 01.05.2017.

â- |.....CJI

[JAGDISH SINGH KHEHAR]

NEW DELHI; â- |.....J.

APRIL 24, 2017. [Dr. D.Y. CHANDRACHUD]

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ITEM NO.37

COURT NO.1

SECTION PIL(W)

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s). 183/2013

MANISH KUMAR

Petitioner(s)

VERSUS

UNION OF INDIA AND ORS.

Respondent(s)

(with appln. (s) for exemption from filing O.T. and extension of time)

Date : 24/04/2017 This petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner(s) Mr. Manish Kumar, in person

For Respondent(s) Mr. Maninder Singh, ASG

Mr. Ajay Kumar Singh, Adv.

Ms. Sushma Manchanda, Adv.

Mr. Abshishek Atrey, Adv.

Mr. S.Wasim A. Qadri, Adv.

Mr. Sudhir Walia, Adv.

for Mr. M.K. Maroria, AOR

Ms. Sunita Sharma, Adv.

Mr. R.R. Rajesh, Adv.

for Mr. Raj Bahadur, AOR

Mr. Ravi Prakash Mehrotra, Adv.

Mr. Aviral Saxena, Adv.

Mr. Vibhu Tiwari, Adv.

Mr. Subramonium Prasad, Sr. Adv.

Mr. M. Yogesh Kanna, Adv.

Ms. Nithya , Adv.

Mrs. Maha Lakshmi, Adv.

Mr. Partha Sarathi, Adv.

Mr. Tapesk Kumar Singh, Adv.

Mr. Kumar Anurag Singh, Adv.

Mr. Mohd. Waquas, Adv.

Mr. Aditya Pratap Singh, Adv.

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Mr. Rudreshwar Singh, Adv.

Mr. Gautam Singh, Adv.

Ms. Isha Singh, Adv.

for Mr. Samir Ali Khan, AOR

Mr. A.K. Ganguli, Sr. Adv.

Mr. Raja Chatterjee, Adv.

Mr. Kunal Chatterjee, Adv.

Mr. C.K. Ganguli, Adv.

Mr. V.N. Raghupathy, Adv.
Mr. Shuvodeep Roy, Adv.
Ms. Jesal Wahi, Adv.
for Ms. Hemantika Wahi, Adv.
Mr. Mrityunjai Singh, Adv.
for Mr. S. Udaya Kumar Sagar, AOR
Mr. Shiv Mangal Sharma, AAG
Mr. Arjun Singh, Adv.
for Mr. Milind Kumar, AOR
Mr. Guntur Prabhakar, Adv.

Ms. Aruna Mathur, Adv.
for M/s Arputham Aruna & Co.
Mr. Ranjan Mukherjee, Adv.

Mr. V. G. Pragasam, Adv.

Mr. Sapam Biswajit Meitei, adv.
Mr. Naresh Kumar Gaur, Adv.
for Mr. Ashok Kumar Singh, AOR

Mr. D.K. Thakur, AAG
for Mr. Varinder Kumar Sharma, AOR

Ms. Bansuri Swaraj, Adv.
for Mr. C.D. Singh, AOR
Mr. M. Shoeb Alam, Adv.
Ms. Fauzia Shakil, Adv.
Mr. Ujjwal Singh, Adv.
Mr. Pragyan, Adv.
Mr. Shikhar Garg, Adv.
Mr. Ganesh Bapu, Adv.
for Mr. P. V. Yogeswaran, AOR

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Mr. Sanchar Anand, AAG
Mr. Apoorv Singhal, Adv.
Mr. Anant K. Vatsya, Adv.
Mr. Narsingh N. Rai, Adv.
for Mr. Kuldip Singh, Adv.
Mr. Rajiv Nanda, Adv.

Mr. Sudarshan Singh Rawat, Adv.
Mr. Anil Grover, AAG
Ms. Noopur Singhal, Adv.
Mr. Satish Kumar, Adv.
Mr. Sandeep Yadav, Adv.
Mr. Sanjay Kumar Visen, Adv.

Mr. Mishra Saurabh, Adv.

Ms. G. Indira, Adv.

Mr. Shishir Deshpande, Adv.
Ms. Rushira gupta, Adv.
Mr. Salvador Santosh Rebello, Adv.
Mr. Anurag Sharma, Adv.
Ms. K. Enatoli Sema, Adv.

Mr. Krishnayan Sen, Adv.
Ms. Asiya Khan, Adv.
Mr. Uddyam Mukherjee, Adv.

UPON hearing the counsel the Court made the following

O R D E R

The filling up of vacancies in the police force in the States of Uttar Pradesh, Karnataka and Tamil Nadu be dealt with, in the manner indicated in the signed order. Even though, we had taken up for consideration the matter relating to filling up of vacancies in the police force for the

States of West Bengal, Bihar and Jharkhand, but we refrain ourselves from passing any final orders, in respect of the above States. Proceedings with reference to the aforesaid three States, are accordingly deferred to 1.5.2017.

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In addition to the above three States, the three States with the next largest number of vacancies are:

Gujarat - 28580

Telangana - 17504

Rajasthan - 15731

We therefore hereby direct, the Home Secretaries of the additional three States, referred to hereinabove, to assist this Court personally, or to nominate an officer of the department, not below the rank of Joint Secretary, to prepare a definite road map for filling up the vacancies of police personnel.

Post for further consideration on 01.05.2017.

(Renuka Sadana) (Parveen Kumar)

Assistant Registrar

AR-cum-PS

[signed order is placed on the file]