

**GOVERNMENT OF ORISSA
HOME DEPARTMENT.**

NOTIFICATION

No.PDA-II-175/06(Pt.II) 18407 /D&A. Dated, Bhubaneswar the 6th April, 2007.

Pending enactment of Police Act for the State, the following policy decisions relating to transfer and posting of officers/personnel of Police Department are being delineated in pursuance of the direction of the Hon'ble Supreme Court of India dated 22.9.2006 and order dated 11.01.2007 in Writ Petition (C) No.310/96 - Prakash Singh -vrs- Union of India and others.

1. (a) The Director General & Inspector General of Police of the State shall be selected by the State Government from amongst the officers of the Department who have been empanelled for promotion to that rank on the basis of their length of service, very good record and range of experience for heading the police force.

(b) After his selection and posting, the Director General and Inspector General of Police shall continue in office as far as possible for a minimum period of two years. He can, however, be relieved of his responsibilities by the State Government consequent upon any action against him under the All India Services (Discipline and Appeal) Rules or following his conviction in a Court of Law in a criminal offence or in a case of corruption or if he is incapable of discharging his duties.

This will, however, not be applicable in case the incumbent retires or prefers to proceed on voluntary retirement or goes on Central deputation or represents for being relieved of the post for personal reasons.

2. (a) The tenure of police officers on operational duties i.e. Inspector General of Police in charge of zone/Deputy Inspector General of Police in charge Range/Superintendent of Police in charge of District and Station House Officers (Inspector in Charge/Officer in Charge) of Police Stations shall normally be two years.

(b) Such officer can, however, be removed prematurely following disciplinary proceedings against him or his conviction in a criminal offence or in a case of corruption or if the incumbent is otherwise incapable of discharging his responsibilities. He may also be changed due to his promotion, retirement, deputation to Central Government, voluntary retirement or request for being relieved of the post for personal reasons.

3. (a) The "Police Establishment Board" comprising the following officers shall decide all transfers and postings of all officers of and below the rank of Additional Superintendent of Police.

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|------|--|---|------------------|
| (i) | D.G.& I.G. of Police, Orissa, Cuttack | - | Chairman |
| (ii) | Two officers of the rank of Additional Director General of Police/Inspector General of Police to be nominated by the State Government. | | Members |
| | One Range D.I.G. of Police to be nominated by D.G.& I.G. of Police. | | Member |
| | D.I.G. of Police (Admn.). | | Member Convenor. |

(b) The State Government may interfere with the decision of the Board in exceptional cases for reasons to be recorded in writing.

(c) The Police Establishment Board shall function as a forum of appeal for disposing of representation from officers of the rank(s) up to Additional Superintendent of Police regarding their promotion and transfer.


(d) The Police Establishment Board shall review the work of the police officials in the state.

This order shall supercede all previous provisions of rules, instructions and circulars issued on the subject by the State Government in so far as those are repugnant to the above principles.

This shall be effective from the date of issue of the Notification.

Ordered that this shall be published in the next issue of Orissa Gazette.

By order of the Governor


 Principal Secretary to Government
 06.04.07

Memo No. 18408 /D.&A., Bhubaneswar, dated, the 6th April, 2007.

Copy forwarded to the Home Secretary, Government of India, Ministry of Home Affairs, New Delhi for information and necessary action.

RS
6/4/07

Deputy Secretary to Government.

Memo No. 18409 /D.&A., Bhubaneswar, dated, the 6th April, 2007.

Copy forwarded to the Principal Private Secretary to Chief Secretary for kind perusal of the Chief Secretary, Orissa.

RS
6/4/07

Deputy Secretary to Government.

Memo No. 18410 /D.&A., Bhubaneswar, dated, the 6th April, 2007.

Copy forwarded to the Private Secretary to Principal Secretary to Chief Minister for kind perusal of the Principal Secretary to Chief Minister, Orissa.

RS
6/4/07

Deputy Secretary to Government.

Memo No. 18411 /D.&A., Bhubaneswar, dated, the 6th April, 2007.

Copy forwarded to All Departments of Government/All Collectors for information and necessary action.

RS
6/4/07

Deputy Secretary to Government.

Memo No. 18412 /D.&A., Bhubaneswar, dated, the 6th April, 2007.

Copy forwarded to the D.G. & I.G. of Police, Orissa, Cuttack for information and necessary action.

RS
6/4/07

Deputy Secretary to Government.

Memo No. 18413 /D.&A., Bhubaneswar, dated, the 6th April, 2007.

Copy forwarded to the Director, Printing, Stationery and Publication, Orissa, Cuttack for publication in the next issue of Orissa Gazette and supply 25 copies to this Department.

RS
6/4/07

Deputy Secretary to Government.