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NOTIFICATION

No. A. 12018/20/2003-P&AR(GSW), the 30th September, 2008. In exercise of the powers conferred by the Proviso to Article 309 of the Constitution of India, the Governor of Mizoram is pleased to make the following Rules, namely :-

PART - I

GENERAL

1. SHORT TITLE AND COMMENCEMENT :

- 1) These Rules may be called the Mizoram Police Service Rules, 2008
- 2) They shall come into force from the date of publication in the Official Gazette.

2. DEFINITION :

In these Rules, unless the context otherwise requires :-

- (a) "Commission" means the Mizoram Public Service Commission;
- (b) "Constitution" means the Constitution of India;
- (c) "Duty Post" means any post specified in Schedule-I;
- (d) "Gazette" means the Mizoram Gazette;
- (e) "Government" means the Government of Mizoram;
- (f) "Governor" means the Governor of Mizoram;
- (g) "Member of Service" means a person appointed in a substantive capacity to any Grade of the Mizoram Police Service and includes a person on probation whether recruited by competitive Examination or by selection to the Mizoram Police Service in accordance with these Rules;
- (h) "Schedule" means the Schedule appended to these Rules;
- (i) "Scheduled Caste" means such castes as are specified by the President of India under Article 342(1) of the Constitution of India as modified by law made by Parliament from time to time in so far as the specification pertains to the State of Mizoram;
- (j) "Scheduled Tribes" means such tribes as are specified by the President of India under Article 342(1) of the Constitution of India modified by law made by Parliament from time to time in so far as the specification pertains to the State of Mizoram;
- (k) "Service" means the Mizoram Police Service;
- (l) "State" means the State of Mizoram; and
- (m) "Year" means completed twelve months.

PART – II
CONSTITUTION OF SERVICE AND ITS CLASSIFICATIONS

3. CONSTITUTION OF THE SERVICE

- 1) There shall be constituted a service to be known as the Mizoram Police Service.
- 2) The Service shall consist of the following persons, namely :-
 - i) Persons already appointed in accordance with the provisions of the Mizoram Police Service Rules of 1986 as amended in 1989, 1993 and Mizoram Police Service Rules 1997 as amended in 2000 and 2004 in order of seniority maintained at the commencement of these Rules, provided that past services rendered by them in any of the posts specified in the Schedule appended to these Rules shall be counted as service under these Rules.
 - ii) Persons recruited to the service after commencement of these Rules:-
 - a) By Selection as provided under Rules 6(1) and Rule 7 of these Rules.
 - b) Through Competitive Examination (Direct Recruitment) as provided under Rule 6(2) and Rule 8 of these Rules.

4. GRADATION OF SERVICE :

- a) The Service shall have the following Grades, namely:-
 - (i) Senior Administrative Grade (Functional and Non-functional)
 - (ii) Selection Grade (Functional and Non-functional)
 - (iii) Junior Administrative Grade
 - (iv) Senior Grade
 - (v) Junior Grade
- b) The number of posts in the Senior Administrative Grade shall be 2% of the duty posts in the Senior Grade and above of the Service and the functional post specified in the Schedule.
- c) The number of the posts in the Selection Grade shall be 20% of the total duty posts in the Senior Grade and above of the Service and the functional post specified in the Schedule.

PART -- III

AUTHORIZED PERMANENT STRENGTH OF THE SERVICE

5. 1) At the commencement of these Rules, the composition and authorized strength of the service and nature of posts therein shall be as shown in Schedule-I appended to these Rules.

- 2) The composition and authorized strength of the Service and the nature of the posts therein, after the commencement of these Rules, may be determined by the Government from time to time.

PART – IV

RECRUITMENT TO THE SERVICE

6. Recruitment to the service after commencement of these Rules shall be by the following methods, namely:-
 - 1) 50% of the total sanctioned strength of the posts in the Junior Grade of the Service shall be filled up by selection from amongst the officers who have served in the cadre of Inspector of Police under the Government of Mizoram for not less than 5(five) years regular service in the Grade, provided that out of this percentage, one post of Assistant Commandant from each Mizoram Armed Police Battalion/India Reserve Battalion shall be the promotional posts of Inspectors of Mizoram Armed Police Battalion/India Reserve Battalion. Promotion shall be made by Selection from Inspectors of Mizoram Armed Police Battalion/India Reserve Battalion who have served not less than 5 (five) years in the Grade.
 - 2) The other 50% of the total sanctioned strength of the posts in the Junior Grade of the Service shall be filled up by direct recruitment through Competitive Examinations as provided in these Rules.

PART – V

RECRUITMENT BY SELECTION

7. **CONDITIONS OF ELIGIBILITY AND PROCEDURES FOR SELECTION**
 - 1) The Commission will consider from time to time cases of such officers eligible under Sub-rule (1) of Rule 6, taking into account the actual vacancies at the time of Selection. The Selection shall be based on merit with due regard to seniority.
 - 2) The names of persons included in the list shall be arranged in order of merit.
 - 3) The Selected list of candidates will be forwarded by the Commission to the Government.

PART – VI**RECRUITMENT BY COMPETITIVE EXAMINATION****8. COMPETITIVE EXAMINATION FOR DIRECT RECRUITMENT**

Competitive Examinations for direct recruitment to the Service shall be held at such intervals as the Government may, in consultation with the Commission, determine from time to time. The Commission shall hold the Competitive Examinations in accordance with the Competitive Examination Regulations as may be made by the Government under these Rules.

PART – VII**APPOINTMENT, PROBATION, TRAINING AND CONFIRMATION****9. APPOINTMENTS :**

- i) All appointments to the Service shall be made to appropriate Grade of the Service and not against any specific post included in the schedule.
- ii) Appointment to the Service under Rule 7 shall be made from the list prepared by the Commission in order of merit.
- iii) Appointment to the Service under Rule 8 shall be made from the list prepared by the Commission in order of merit in accordance with the Mizoram Police Service (Examination) Regulations, 2003.

10. DISQUALIFICATION :

No person,

- (a) Who has entered into, or contracted a marriage with a person having a spouse living; or
- (b) Who, having a spouse living, has entered into or contracted a marriage with any person shall be eligible for appointment to the Service.

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and to the other party to the marriage and there are other grounds for doing so, exempt any such person from the operation of these Rules.

11. PERIOD OF PROBATION :

- 1) Every person on appointment to Junior Grade of the Service, by direct recruitment shall be on probation for a period of two years.

Provided that the Governor may extend the period of probation in accordance with the instructions issued by Government from time to time.

Provided further that any decision for extension of a probation period will be taken ordinarily within eight weeks after the expiry of the previous probationary period and communicated in writing to the concerned officer together with the reasons for doing so within the said period.

- 2) If, during the period of probation or any extension thereof, the Governor is of the opinion that the officer is not fit for permanent appointment, he may, for reasons to be recorded in writing, be discharged from service.
- 3) As regards other matters relating to probation, the members of the service will be governed by rules and instructions issued by the Government in this regard from time to time.

12. TRAINING AND DEPARTMENTAL EXAMINATION :

A person appointed under Rule 6 or rule 7(1) shall undergo such training and pass such departmental examination as the Government may determine by regulations, provided that such departmental examination is conducted at such interval on regular basis so that all officers in the Junior Grade have sufficient opportunity to appear in the departmental examination.

Provided that the Government may, subject to such conditions as may be imposed and having regard to the past service, and experience, exempt any person appointed under Rule 3(2)(i) either wholly or partly, from any training/departmental examination.

13. CONFIRMATION IN SERVICE

A person who has been declared to have satisfactorily completed the period of probation may be confirmed in the service.

Provided that once a member of the service has been confirmed in the Junior Grade, he shall not be required to be confirmed in the higher Grades.

PART – VIII**MISCELLANEOUS****14. DUTY POST TO BE HELD BY A MEMBER OF THE SERVICE**

Every duty post shall be held by a member of the service or an officer appointed to officiate under Part-VII of these Rules.

Provided that a duty post in the Junior Grade may be held by an officer in the Junior scale of the Indian Police Service of the AGMU Cadre, without exceeding the existing cadre strength.

15. SENIORITY :

The Government shall prepare a list of members of the service arranged in order of seniority as determined in the manner specified below:

a) Persons recruited on the result of competitive examination in any year shall be ranked inter-se in the order of merit, which shall be determined in accordance with the aggregate of total percentage of marks obtained by them;

- i) at the competitive examination, and
- ii) in the training college at the first attempt only.

Provided that in the case of the aggregate of total percentage of marks being equal, the seniority of the candidates shall be determined per the merit in the competitive examination.

b) The relative seniority inter-se of persons promoted shall be determined on the basis of the order in which their names are arranged in the list prepared under Sub-Rule (1) of Rule 7, persons recruited by selection on the basis of an earlier selection being ranked senior to those recruited on the basis of later selection.

c) The relative seniority of direct recruits and promotees shall be determined according to the rotation of vacancies between direct recruitment and promotion which shall be based on quotas of posts reserved for direct recruitment and promotion respectively, provided that the appointments of both direct and promotion fall within the same vacancy year.

16. The scale of pay attached to the Grades of service shall be as follows :-

(a) Senior Administrative Grade	-	Rs. 16400-450-20900/- PM.
(b) Selection Grade	-	Rs. 14300-400-18300/- PM plus Special Allowance Rs 750/- PM.
(c) Junior Administrative Grade	-	Rs. 14300-400-18300/- PM.
(d) Senior Grade	-	Rs. 12000-375-16500/- PM.
(e) Junior Grade	-	Rs. 10000-325-15200/- PM.

17. PROMOTION TO HIGHER GRADE :

- 1) Promotion of members of the service to the Senior Grade, Junior Administrative Grade, Selection Grade and Senior Administrative Grade shall be made in consultation with the Commission by selection method.
- 2) A member of the service in the Junior Grade, with a minimum period of 5(five) years of regular service in the Grade who is confirmed and has

passed departmental examination will be eligible for consideration for promotion to the Senior Grade.

- 3) A member of the service in the Senior Grade, with a minimum of 5 (five) years regular service in the Grade, failing which officers in regular service in the Senior Grade at least for a period of 2 (two) years and have completed 10 (ten) years of regular service in the Mizoram Police Service will be eligible for consideration for promotion to the Junior Administrative Grade.
- 4) A member of the service in the Junior Administrative Grade, with a minimum of 5 (five) years regular service in the Grade, failing which Officers in regular service in the Junior Administrative Grade at least for a period of 2 (two) years and have completed 15 (fifteen) years of regular service in the Mizoram Police Service will be eligible for consideration for promotion to Selection Grade.
- 5) A member of the service in the Selection Grade, with a minimum of 5 (five) years regular service in the grade, failing which Officers in regular service in the Selection Grade at least for a period of 2 (two) years and have completed 20 years of regular service in the Mizoram Police Service will be eligible for consideration for promotion to the Senior Administrative Grade.

18. OTHER PROVISIONS RELATING TO CONDITIONS OF SERVICE :

Except as provided in these Rules, all matters relating to pay, allowance, leave, pension, discipline and other conditions of service, will be regulated by the general rules framed or adopted by the Government from time to time.

19. POWER OF THE GOVERNOR TO DISPENSE WITH OR RELAX :

Where the Governor is satisfied that the operation of any of these Rules causes undue hardship, in any particular case, he may, in consultation with the Commission dispense with or relax that Rule to such extent and subject to such conditions as he may consider necessary for dealing with the case in a just and equitable manner.

20. SAVING :

Nothing in these Rules shall affect reservations, and other concessions required to be provided for the Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the order issued by the Government from time to time in this regard.

21. REPEAL

The Mizoram Police Service Rules 1997 published in the Mizoram Gazette Extra Ordinary dated 9.12.1997, the Mizoram Police Service (Amendment) Rules, 2000 published in the Mizoram Gazette Extra-Ordinary dated 27th Dec. 2000 and Mizoram Police Service (Amendment) Rules, 2004

published in the Mizoram Gazette Extra-Ordinary dated 16th Feb. 2004 shall stand repealed with the commencement of these Rules.

Provided that any order or action taken under the Rules so repealed shall be deemed to have been made, done or taken under the relevant provisions of these Rules.

SCHEDULE - I
(See Rule 5)

AUTHORIZED PERMANENT STRENGTH OF MIZORAM POLICE SERVICE

A. SENIOR ADMINISTRATIVE GRADE:

1. (NON-FUNCTIONAL) 2% of the duty posts in the Senior Grade and above of the Service.
2. Director, Fire and Emergency Services.

B. SELECTION GRADE:

1. (NON-FUNCTIONAL) 20% of the duty posts in the Senior Grade and above of the Service.
2. Joint Secretary, Home Department.

C. JUNIOR ADMINISTRATIVE GRADE:

<u>Sl.No.</u>	<u>NAME OF POST</u>	<u>No.</u>
1.	Commandant, 1 st Bn. Mizoram Armed Police	1
2.	Commandant, 2 nd Bn. Mizoram Armed Police	1
3.	Commandant, 3 rd Bn. Mizoram Armed Police	1
4.	Commandant, 1 st India Reserved Battalion	1
5.	Commandant, 2 nd India Reserved Battalion	1
6.	Commandant, 3 rd India Reserved Battalion	1
7.	Commandant, 4 th India Reserved Battalion	1
8.	Commandant, 5 th India Reserved Battalion	1
9.	Superintendent of Police, CID(SB)	1
10.	Superintendent of Police, ACB	1
11.	Superintendent of Police, Security	1
12.	Superintendent of Police, Fire & Emergency Services.	1
13.	Superintendent of Police, CID(Crime)	1
14.	Assistant Inspector General of Police-I	1
15.	Assistant Inspector General of Police-II	1
16.	Assistant Inspector General of Police-III	1
17.	Principal, Police Training Centre	1
18.	Superintendent of Police, Traffic	1
19.	Senior Staff Officer, MRHG	1
Total		= 19

D. SENIOR GRADE:

<u>Sl.No.</u>	<u>NAME OF POST</u>	<u>No.</u>
1.	Additional Superintendent of Police, Aizawl District	2
2.	Additional Superintendent of Police, Lunglei District	1
3.	Additional Superintendent of Police, Saiha District	1
4.	Additional Superintendent of Police, Lawngtlai District	1

5.	Additional Superintendent of Police, Serchhip District	1
6.	Additional Superintendent of Police, Champhai District	1
7.	Additional Superintendent of Police, Mamit District	1
8.	Additional Superintendent of Police, Kolasib District	1
9.	Additional Superintendent of Police, Traffic Branch	1
10.	Additional Superintendent of Police, CID(Crime)	1
11.	Additional Superintendent of Police, F&ES	1
12.	Additional Superintendent of Police, ACB	1
13.	Additional Superintendent of Police, Security	1
14.	Additional Superintendent of Police, CID(SB)	1
15.	Vice Principal, PTC Lungverh	1
16.	Deputy Commandant, 1 st Bn. Mizoram Armed Police	2
17.	Deputy Commandant, 2 nd Bn. Mizoram Armed Police	2
18.	Deputy Commandant, 3 rd Bn. Mizoram Armed Police	2
19.	Deputy Commandant, 1 st India Reserve Battalion	3
20.	Deputy Commandant, 2 nd India Reserve Battalion	3
21.	Deputy Commandant, 3 rd India Reserve Battalion	3
22.	Deputy Commandant, 4 th India Reserve Battalion	3
23.	Deputy Commandant, 5 th India Reserve Battalion	3
	Total	= 37

E. JUNIOR GRADE :

<u>Sl.No.</u>	<u>NAME OF POST</u>	<u>No.</u>
1.	Staff Officer to Director General/Inspector General of Police	1
2.	Staff Officer to Deputy Inspector General of Police (Range)	1
3.	Deputy Superintendent of Police, (Hqrs.), Aizawl District	1
4.	Deputy Superintendent of Police, (Hqrs.), Mamit District	1
5.	Deputy Superintendent of Police, (Hqrs.), Champhai District	1
6.	Deputy Superintendent of Police, (Hqrs.), Lunglei District	1
7.	Deputy Superintendent of Police, (Hqrs.), Saiha District	1
8.	Deputy Superintendent of Police, Central Police Workshop	1
9.	Deputy Superintendent of Police, Fire & Emergency Services	1
10.	Deputy Superintendent of Police, (DSB) Aizawl District	1
11.	Deputy Superintendent of Police, Traffic, Aizawl	1
12.	Deputy Superintendent of Police, (Hqrs.), CID (Special Branch)	1
13.	Deputy Superintendent of Police, (Field) CID (Special Branch)	2
14.	Deputy Superintendent of Police, Security	1
15.	Deputy Superintendent of Police, Airport Security	1
16.	Deputy Superintendent of Police, (Narcotic Cell) CID(Crime)	1
17.	Deputy Superintendent of Police, Anti-Corruption Branch	1
18.	Deputy Superintendent of Police, (Prosecution) Aizawl District	1
19.	Sub-Divisional Police Officer, Aizawl South	1
20.	Sub-Divisional Police Officer, Kolasib	1
21.	Sub-Divisional Police Officer, Champhai	1
22.	Sub-Divisional Police Officer, Serchhip	1
23.	Sub-Divisional Police Officer, Mamit	1
24.	Sub-Divisional Police Officer, Hnahthial	1

25.	Sub-Divisional Police Officer, Kawrthah	1
26	Sub-Divisional Police Officer, Chawngte	1
27	Sub-Divisional Police Officer, Lawngtlai	1
28	Sub-Divisional Police Officer, Lunglei	1
29	Sub-Divisional Police Officer, Tlabung	1
30	Sub-Divisional Police Officer, Khawzawl	1
31	Assistant Principal, Police Training Centre	1
32	Assistant Commandant, 1 st Bn. Mizoram Armed Police	6
33	Assistant Commandant, 2 nd Bn. Mizoram Armed Police	6
34	Assistant Commandant, 3 rd Bn. Mizoram Armed Police	6
35	Assistant Commandant, 1 st India Reserve Battalion	7
36	Assistant Commandant, 2 nd India Reserve Battalion	7
37	Assistant Commandant, 3 rd India Reserve Battalion	7
38	Assistant Commandant, 4 th India Reserve Battalion	7
39	Assistant Commandant, 5 th India Reserve Battalion	7
	Total	= 85

TOTAL OF A, B, C, D & E (2+11+19+37+85) = 154

Total of Authorized permanent strength = 154

A. K. All. Secretary to the Govt. of Mizoram,
 Deptt. Of Personnel & Administrative
 Reforms.