



**Office of the
Principal Chief Commissioner of Income Tax, Andhra Pradesh & Telangana
10th Floor, Income Tax Towers, AC Guards, Hyderabad – 500004,
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F.No.Pr.CCIT/2(6)(a)/Estt/2020

Date: 7-12-2020

MEMORANDUM


Sub. : Establishment - I.T. Department, Hyderabad - Promotion to the cadre of Income Tax Officer on Regular basis - Allotment of officer - Regarding.

The under-mentioned Inspectors of Income Tax whose names have been approved by the Departmental Promotion Committee for promotion to the cadre of Income Tax Officer (Group B, Gazetted) on Regular basis for the vacancy year 2020 in the Level 8 of 7th CPC Pay Matrix [Pre-Revised pay band of Rs.9,300-34,800 [PB-2] with corresponding grade pay of Rs.4,800/-] and such allowances as may be sanctioned by the Government of India from time to time, are allotted to the appointing authorities mentioned in Col.No.3 for being posted in the office mentioned against his name at Col.No.4 of the table below:

Sl. No.	Name of the Official (S/Sri/Smt)	To whom allotted	Posted as
(1)	(2)	(3)	(4)
1.	Sri Naga Prasad Vankayalapati, ITI O/o. Addl.CIT, Range-1, Guntur	Pr.CIT, Vijayawada	ITO(OSD), O/o. Addl.CIT, Range-1, Guntur

2. The following conditions should be mentioned in the promotion order to be issued by the appointing authority mentioned at column no.3 above:
 - a) The officials, in whose case, financial upgradation under ACP/MACP scheme to the scale of ITO has already been granted, will not be eligible for pay fixation consequent to this promotion.
 - b) His / her promotion is purely provisional.
 - c) He / she will be liable for reversion,
 - i) If, after a review of the vacancies, it is found that their promotion is in excess of the vacancies available; or if any candidate is omitted for any reason, becomes eligible for promotion subsequently.
 - ii) If his / her performance is found to be non-satisfactory in the post of Income Tax Officer
 - d) His/Her attention is invited to MHA's O.M. in F.No.7/1/80-Estt.P.I dated 26.09.1981 read with CCS (Revised) Pay Rules, 2016 regarding exercising of option for fixation of pay on promotion.
 - e) His/Her promotion / inter se seniority is subject to the outcome of Supplementary/ Review DPC, if any, and placement of his position as per the reservation roster.
 - f) His/Her seniority will be liable for re-consideration / re-fixation in the event of any claims of seniority that may be filed at any point of time, upon being found, with reference to the records that the claim is correct.

- g) His/Her promotion to the cadre of Income Tax Officer, Group 'B' (Gazetted) is subject to the outcome of the following cases pending before the Hon'ble High Court of Andhra Pradesh and the Hon'ble CAT, Hyderabad Bench.
- i) Writ Petition Nos. 25202 of 2009, 25203 of 2009, 22046 of 2009, 22084 of 2009, 22087 of 2009
 - ii) W. P. M. P. No. 19159/2011
 - iii) W.P. No.2847 of 2004, W.P. No.49976 of 2014, 41157 of 2014, 21700 of 2004 and 7118 of 2009
 - iv) O.A. No.477/479 of 2015 and O.A. No.557 of 2014 before Hon'ble CAT, Hyderabad
 - v) OA Nos. 1666/2015, 1667/2015,1672/2015,1673/2015, 1674/2015 & 1675/2015 before Hon'ble CAT, Hyderabad
- h) His / her promotion as Income Tax Officer, Group 'B' (Gazetted) is subject to the outcome of the decisions in various applications/ petitions pending, if any before Hon'ble High Court/ Hon'ble CAT, Hyderabad and Courts of India other than those mentioned above.
- i) The promotion of the above officer shall be subject to revision of seniority of Income Tax Inspectors, if any, consequent to the implementation of Hon'ble Supreme Court judgment dt.27.11.2012 in NR Parmar case and other similar cases, including Rajeev Mohan case, on the matter pending, if any, in various courts.
- j) His/Her promotion will be subject to the directions / clarifications issued by the Board / DOPT in connection with the following OMs and any other OMs relating to the subject matter.
 (i) DOPT's OM No. 36012/2/96-Estt(Res.) dated 02/07/1997 (ii) DOPT's OM No. 36028/17/2001/Estt(Res) dated 11/07/2002 (iii) Clarification issued by the DOPT vide I.D.No.36028/11/2007-Ess(Res.) dated 24/07/2007, (iv) DOPT's OM No. 36012/11/2016-Estt(Res) dated 30/09/2016 (v) DOPT OM No A-13013/22/2016-Ad.VII dated 18/08/2017
- k) His/ Her promotion is subject to final outcome with regard to Board's letters in F.No.A-35015/26/2018-Ad.VI dated 27.05.2019 & A-35015/26/2018-Ad.VI dated 20.02.2020.
- (l) The All India seniority will be determined based on the uniform date of promotion to be conveyed by the CBDT, New Delhi.
- 2.1 Promotions to the cadre of Income Tax Officer in respect of above official is on in-situ basis. The officer shall continue to discharge same functions as Income Tax Inspector in his respective office till further orders. The postings of the Income Tax Officer will be reviewed.
3. This issues with the approval of the Principal Chief Commissioner of Income Tax, Andhra Pradesh & Telangana.


(PEEYUSH SONKAR)
Commissioner of Income tax
(ADMN & TPS), Hyderabad.

To

The Pr.Commissioner of Income tax / Pr. Director of Income tax at column no. 3 above (By name), with a request to issue promotion order endorsing a copy to this office. A copy may also be marked to the ITGOA & ITEF, Group 'C', Hyderabad.

Copy to :

1. The Director General of Income tax (Inv.), Hyderabad / The Chief Commissioner of Income tax, Hyderabad / Vijayawada / Visakhapatnam /.
2. Confidential Section/DPC file/ Database file.
3. The General Secretary, ITGOA, AP&TS.
4. The Gen. Secretary, ITEF, Group 'C' AP&TS Unit, Hyderabad
5. The ZAO, CBDT, Hyderabad/Visakhapatnam.