

**TASK FORCE ON IMPLEMENTATION OF THE JUDGEMENT IN THE CASE OF
N.R. PARMAR PROSPECTIVELY FROM 27.11.2012**

F.No. Task Force/Seniority Lists/2019-20

Date: 07.09.2019

MEMORANDUM

Whereas, the Pr. Chief Commissioner of Income Tax, Andhra Pradesh & Telangana, Hyderabad vide Office Memorandum in F.No. Pr.CCIT/AP&TS/Veena Kothawale/2019-20 dated 21.06.2019 has appointed the Task Force under the chairmanship of Sri KVN Charya, Pr Commissioner of Income Tax -7, Hyderabad with the following terms of reference.

- (a) The Task Force shall have to examine the issues of re-fixation of seniority of Promotees and Direct Recruits and also inter-se-seniority of DR/PR prior to 27.11.2012 and after, as per the Board's letter in No. A- 35015/26/2018-Ad.-VI dated 27.05.2019.
 - (b) The Task Force shall call for and examine all the representations with regard to seniority issues prior to 27.11.2012 and re-fix the same with a view to resolve the unsettled issues.
2. Whereas, the Committee has conducted its meetings on various occasions and after considering the seniority lists received from Pr. CCIT, AP&TS and other inputs received, the committee has decided to put up a draft seniority list of Tax Assistants for the purpose of calling for objections, if any, from the stake holders.
3. The principles followed in preparing the draft seniority list are as under:

A. Seniority list as on 27.11.2012

- a. The Direct Recruits (DRs) and Promotees (PRs) are placed in the ratio of 3:1 respectively.
- b. The seniority of the Promotee TAs is as per the year in which the promotion is undertaken and the inter se seniority has been placed as per the select panel recommended by the respective DPCs.
- c. In case of DRs, the seniority is fixed as per the date of receipt of dossiers of selection and the inter se seniority has been adopted as per the SSC rank among Direct Recruits of the same exam and the year of receipt of dossiers has been taken as vacancy year.
- d. The Tax Assistants selected under Sports Quota are placed below the DRs in ROTA Quota as per the DOPT O.M no. 14015/1/76-Estt(D) dated 04.08.1980
- e. The Tax Assistants who have joined this charge on inter-charge transfers are placed below the sports quota recruitees, if any, in the Seniority list as per the Board's letter in F.No. A-22020/76/89-Ad VII dated 14.05.1990.

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- f. In case of Tax Assistants from Inter-Department/Surplus Cell, as no specific instructions regarding fixation of their seniority are available, the criterion adopted for the inter-charge officials is adopted here also.
- g. The Tax Assistants recruited under Compassionate Grounds are placed below , at the bottom of the seniority list of that particular year, as per the DOPT OM no. 20011/1/2008-Estt(D) dated 11.11.2010.
- h. Financial Year, i.e., April to March has been adopted as Vacancy Year uniformly up to the year 2017-18 and calendar year is adopted as Vacancy Year from 2018 onwards.
- i. The seniority list published as on 27.11.2012, contains the names of the officials who were in the 2012 roster as on 27.11.2012.

B. Seniority list after 27.11.2012 (Prospective Implementation of NR Parmar Judgment)

- a. The seniority of the Promotee TAs is based on the year of promotion and the inter se seniority is as per the select panel recommended by the respective DPCs.
 - b. In case of DRs, the vacancy year is fixed based on the date of communication of direct recruitment vacancies to SSC by CBDT as received by HRD, CBDT letter in F No HRD/CM/231/04/2019-20/3290 dated 21.08.2019 and the inter se seniority is adopted on the basis of SSC rank among Direct Recruits of the same exam and The DRs and PRs are placed in the ratio of 3:1.
 - c. The Tax Assistants selected under Sports Quota, inter-charge transfers, Inter-Department/Surplus Cell, Compassionate Grounds appointees are placed as per OMs discussed in para 3 (A) sub-para (c), (d), (e) and (f) above.
 - d. Financial Year, i.e., April to March has been adopted as Vacancy Year uniformly up to the year 2017-18 and calendar year is adopted as Vacancy Year from 2018 onwards.
4. Representations, if any, with regard to correction of the draft seniority list may be sent through by email by attaching the signed copies in PDF format or by post (preferably hard copies by post). **The officials submitting the representations are to ensure that necessary documentary evidences are attached in support of their claim.** The representations should reach this Committee at the below address on or before 23.09.2019.

Address:

The Chairman & Pr. CIT-7, Hyderabad
Task Force on implementation of NR Parmar
3rd Floor, A – Block
Income Tax Towers, A.C. Guards,
Masab Tank, Hyderabad – 500004

Email id : k.v.n.charya@incometax.gov.in

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5. It is hereby stated that this does not amount to publication of seniority list by the Pr CCIT AP & TS (CCA), but is only a draft seniority list, for the specific purpose of calling for objections with respect to fixation of inter se seniority in TA cadre. Upon the receipt of the objections, the Committee will examine each individual case and will submit a final report consisting of the recommendations and draft seniority list to Pr. CCIT, AP & TS, for kind perusal for further action. Final decision on the seniority will lie with Pr CCIT (AP&TS), Hyderabad.

--Sd--

(K.V.N. Charya)

Pr Commissioner of Income Tax-7, Hyd
Chairperson, Task Force (NR Parmar)

Encl :

- Annexure A : Seniority list of TAs (annxure F) published on 20.02.2013.
Annexure B: Draft seniority list of TAs as on 27.11.2012.
Annexure C: Seniority list of TAs published on 03.12.2015 as annexure 6
(after implementation N R Parmar judgment from 1986).
Annexure D: Seniority list of TAs from 27.11.2012 to 31.12.2018
(after implementation of NR Parmar Judgment prospectively from 27.11.2012)
Annexure E Pr CCIT AP&TS, Hyd OM in F.No. Pr.CCIT/AP&TS/Veena Kothawale/
2019-20 dated 21.06.2019
Annexure F HRD CBDT letter in F No HRD/CM/231/04/2019-20/3290 dated 21.08.2019.

Copy to:

1. The Pr. Chief Commissioner of Income Tax, AP & TS, Hyderabad for favour of information.
2. The Chief Commissioner of Income Tax, Hyderabad/Vijayawada/Visakhapatnam
3. All the Pr.CsIT/CsIT/DsIT in the Region
4. All the Heads of Offices in the Region
5. The General Secretary, ITGOA & The General Secretary, ITEF
6. To the Notice Board

(M.MOHAN BABU)

Member Secretary & DCIT(Hqrs)(Admn)
O/o – Pr. CCIT, AP & TS