



OFFICE OF THE PR. CHIEF COMMISSIONER OF INCOME TAX
10TH Floor, C BLOCK, IT TOWERS, AC GUARDS, MASAB TANK, HYDERABAD 500 004.
Tel No 040-23425474 Fax No. 040-23425427
F No. CCAP/AP&TS/Estt/ITI/36/2016-17 Date: 26-04-2016

MEMORANDUM

Sub: Revised Seniority Lists in the cadres from LDC to ITO
Consequent to implementation of the judgment of
Hon'ble Supreme Court in the case of "Union of India and
Others vs NR Parmar and others" after disposal of representations and
Review DPCs conducted on 13.04.2016 - Reg.

With reference to the above captioned subject and this office letters of even number dt 17.12.2015 and 06.01.2016, representations were called for from the officers and officials working AP and TS Region to bring out the factual errors, if any, consequent to the implementation of the judgment of Hon'ble Supreme Court in the case of "Union of India and others vs NR Parmar and others" in CA No 7514-7515 dt 27.11.2012, following advisories received from the Central Board of Direct Taxes, New Delhi dt 06.06.2014, 29.9.2014, 7.11.2014 and 16.1.2015 and also taking into account the judgment of Hon'ble Central Administrative Tribunal in "OA No 598/2013" in the case of RSR Chandramurthy and others and "OA No 1325/2013" in the case of Manas Ranjan Behera and others.

2. The seniority lists were published vide this office memorandum dt 03.12.2015 consequent to implementation of NR Parmar Judgement and objections were called for from the officers/officials as mentioned above.

3. Without prejudice to the ongoing cases pending before Central Administrative Tribunal, Hyderabad Bench, 142 representations have been received in this office. All the representations were attended and replies have already been sent individually.

4. However, certain errors were noticed in the DPCs conducted on 01-12-2015. A review DPC was conducted on 13-04-2016 to rectify/incorporate the changes. Accordingly, the seniority lists published vide this office memorandum dt. 03.12.2015 stands modified as under:

ERRORS/CORRECTIONS REQUIRED THROUGH REVIEW DPCs:

S N	Name of the officer/official	Cadre	Factual Error	Remedial action	Whether Review DPC is necessary for carrying out the correction/request	How the factual error was noticed, whether by Representation or By verification
1	R Srinivasa Murthy	ITO	The officer joined in AP on Inter-charge transfer on 30/10/1995.	The claim has been verified and found correct.	YES. Both the officials have been selected as	From the representation which was partially accepted.

			<p>One Sri A Ananda Vardhan who is also an inter-charge transferee joined on 06/11/1995. In the seniority list, Sri A. Anand Vardhan is placed above him which is incorrect. Consequently, on promotion to the cadre of ITO also Sri A. Anand Vardhan is promoted ahead of Sri R. Srinivasa Murthy.</p>	<p>(1) Seniority list of ITIs is to be rectified placing the two officers in their respective positions based on their DOJ in AP charge.</p> <p>(2) Consequently, review DPC is necessary for the year 2006-07</p>	<p>ITO in the year 2006-07 at Serial Nos. 19 and 21 respectively.</p> <p>However, consequent to change of their seniority in the cadre of ITI, Sri R. Srinivasa Murthy will now be selected at Serial No. 19 and Sri A. Ananda Vardhan at Serial No. 21.</p>	
2	A. Madhusudhan Rao	ITI	<p>On reconciliation after NRP review, it was found that the official was promoted as ITO in the year 2013-14 (II). However, the official was not promoted as ITO earlier and also he expired while working as ITI.</p>	<p>Review DPCs are required to delete his name and in his place, the eligible candidate is required to be promoted and the change will have consequential effect on the DPCs of following years :-</p> <p>2013-14(ii) 2014-15(i) 2014-15(ii) and</p>	<p>YES</p> <p>2013-14(ii) 2014-15(i) 2014-15(ii) and 2015-16.</p>	on verification

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				2015-16.		
3	V SARADA	OS	The official retired on 31-01-2009 as Sr.TA. However, by over sight she was promoted as OS in the year 2013-14(original)	Her name has to be excluded from the select panel of 2013-14(original) as she was inadvertently promoted	YES, 2013-14(original)	On verification
4	M. NARESH KUMAR	OS	The official was unwilling for promotion to the cadre of OS in the year 2014-15 (original). During NRP Review, this fact was inadvertently lost sight and he was promoted as OS	His name has to be deleted from the select panel of 2014-15(original) as he was unwilling for promotion. His name has to be considered in the year 2014-15(sup.) as was done earlier.	YES 2014-15 (original) and 2014-15 (sup.)	On verification
5	S. SATYANA RAYANA	OS	The official retired on 30-09-2011, as Sr.TA. However, by over sight he was promoted as OS in the year 2014-15(original)	His name has to be excluded from the select panel of 2014-15(original) as he was inadvertently promoted	YES 2014-15 (original)	On verification
6	MOHD AFZALUD DIN(PH)	OS	The official retired on 30-06-2014 as Sr.TA. However, by over sight he was promoted as OS in the	His name has to be excluded from the select panel of 2014-15(sup.) as he was inadvertently	YES 2014-15 (sup.)	On verification

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			year 2014-15(sup.)	promoted		
7	N S Prem Kumar	OS	The official passed ministerial staff exam in 2006 whereas by oversight, the year of passing was taken as 2007. Accordingly, he was promoted to the cadre of Sr. TA in the year 2008-09 instead of 2007-08	A review DPC is required in the cadre of Sr. TA for the year 2007-08. Similarly, a review DPC is also required in the cadre of OS in the relevant year i.e 2014-15.	YES 2007-08 for Sr.TA 2014-15 for OS	Representation
8	G D V Srinivasa Rao	OS	The official passed ministerial staff exam in 2006 whereas by oversight, the year of passing was taken as 2007. Accordingly, he was promoted to the cadre of Sr. TA in the year 2008-09 instead of 2007-08	A review DPC is required in the cadre of Sr. TA for the year 2007-08. Similarly, a review DPC is also required in the cadre of OS in the relevant year i.e 2014-15.	YES 2007-08 for Sr.TA 2014-15 for OS	Representation
9	Ramesh Mangisetty	STA	The official passed Ministerial Examination. However, by oversight, the data has not been updated. As such, he was	A review DPC is required for the relevant year 2011-12 to consider him for promotion to the cadre of Sr. TA	YES 2011-12	Representation

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			not considered for promotion to the cadre of Sr. TA.			
10	B V S Satyanarayana	STA	The official passed Ministerial Examination. However, by oversight, the data has not been updated. As such, he was not considered for promotion to the cadre of Sr. TA.	A review DPC is required for the relevant year 2011-12 to consider him for promotion to the cadre of Sr. TA	YES 2011-12	on verification
11	I Venkata Siva Rao	STA	The official passed Ministerial Examination. However, by oversight, the data has not been updated. As such, he was not considered for promotion to the cadre of Sr. TA.	A review DPC is required for the relevant year 2011-12 to consider him for promotion to the cadre of Sr. TA	YES 2011-12	on verification
12	Gade Srinivasa Rao	TA	The official was promoted to Sr.TA in the year 2013-14 assuming that the official has cleared the departmental ministerial	His name has to be excluded for the select panel of 2013-14	YES 2013-14	On verification

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			examination. However, on subsequent verification, it was found that the official has not passed the examination. As such, he is not eligible to be promoted as Sr.TA.			
13	P. Vijaya Kumar	TA	The official was promoted to Sr.TA in the year 2013-14(CR) assuming that the official has cleared the departmental ministerial examination. However, on subsequent verification, it was found that the official has not passed the examination. As such, he is not eligible to be promoted as Sr.TA.	His name has to be excluded for the select panel of 2013-14(CR)	YES 2013-14 (CR)	On verification

5. While conducting the above review DPCs on 13.04.2016, the same parameters were adopted which were considered while conducting the original NRP Review DPCs held on 01.12.2015. In view of the above changes carried out through review DPCs held on 13.04.2016, the Annexures published on 03.12.2015 are modified for the limited purpose of reflecting the changes:

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S.NO	CADRE	ANNEXURE NO.	REMARKS
1	ITO	Annexure no.9	Sri R.Srinivasa Murthy is now placed at S.No.352 in place of Sri A.Anand Vardhan. Sri A.Anand Vardhan is now placed at S.No.354
2	ITI	Annexure no.8	The names of Sri R.Srinivasa Murthy, (S.No.550A) and Sri A.Anand Vardhan, (S.No.553A) are included now. The names of Smt. G.Subhashini, (S.No.1612A), Sri M V Ravi, (S.No.1612B) and Sri Bala Raghuram Kumpatla, (S.No.1612C) are now included. The name of Sri M Veeresh Babu, (S.No.1614A) and Sri S.Bhaskara Rao, (S.No.1617A) are now included, to maintain DR/PR rota quota. The name of Sri R.V.Prabhakar, (S.No.1701) is now included.
3	OS	Annexure no.5	The names of Sri N.S.Prem Kumar and Sri GDV Srinivasa Rao are included at S.Nos.803A and 807A respectively. Sri Mohd. Moizuddin is included at S.No.874A. Sri M.Naresh Kumar who originally refused promotion as OS is now placed at S.No.877A
4	Sr.TA	Annexure no.7	The names of Sri N.S.Prem Kumar, Sri GDV Srinivasa Rao are included at S.Nos.658A and 664A respectively. The names of Sri BVS Satyanarayana S.No.969A, Sri Ramesh Mangisetty S.No.969B and Sri I.Venkata Siva Rao S.No.977A are now included.
5	TA(NEW)	Annexure no.6	The names of Smt.Kalyani Bandi Reddy (S.No.1029A), Smt.B.Neelima(S.No.1029B), Sri G.Naga Raju(S.No.1029C), Smt. M.Padmavathi(S.No.1029D), Sri Mohankrishna Phani Kumar(S.No.1029E), Sri A.Vijay (S.No.1029F), Smt. G.Ramalakshamma(S.No.1029G) and Smt. A.Archana(S.No.1113A) who were appointed on Compassionate Grounds are now included.

6. This issues with the approval of the Pr. Chief Commissioner of Income Tax, AP and TS, Hyderabad.

Encl: As above


(M. NAVEEN) 25.4.16
Deputy Commissioner of Income Tax
(H.qrs)(Admn), O/o Pr. CCIT, AP and TS

To:

- (i) All the CCsIT, Hyderabad, Vijayawada, Visakhapatnam/DGIT(Inv), Hyderabad
- (ii) All the Pr. CsIT/CsIT/DsIT in the Region
- (iii) All the Heads of Offices in the Region with a direction to circulate the copy of the Memorandum to Officers/Officials in their office
- (iv) ITGOA, ITEF, Gr. C and D Association, ITSEWA
- (v) Notice Board
- (vi) Web site