

दूरभाष / Telephone: 044-28335061/62

फेक्स / Fax : 044-28331113



भारतसरकार / GOVERNMENT OF INDIA

वित्तमंत्रालय / MINISTRY OF FINANCE

राजस्वविभाग / DEPARTMENT OF REVENUE

OFFICE OF THE PRINCIPAL CHIEF COMMISSIONER OF GST & CENTRAL EXCISE
TAMILNADU & PUDUCHERRY ZONE

26/1, महात्मागांधीमार्ग, नुंगम्बाक्कम, चेन्नै-600 034

26/1, Mahatma Gandhi Road, Nungambakkam, Chennai 600 034

सी.सं./C.No.II/03/13/2018-सं.नि.प्रा.-स्था/.CCA.Estt

दिनांक/Date : 31.12.2018

ORDER No. 123/ 2018

Sub: Review DPC held on 26.12.2018. Notional Promotion to the grade of Superintendent in respect of Shri Rajesh Kumar – Reg.

A review DPC was held on 26.12.2018 to review the Annual DPC 2018 for considering Shri Rajesh Kumar, Inspector (Emp Code 7164), Chennai North for promotion to the grade of Superintendent with respect to his joining in this Zone on repatriation on 05.06.2018 from Kolkatta Zone.

02. Shri Rajesh Kumar is promoted on Ad-hoc basis to the grade of Superintendent of GST & Central Excise in the pay Matrix at the Level-8 as per 7th Pay Commission on Notional basis with effect from 05.06.2018 (i.e the date of his joining in this Zone on repatriation) and on an in-situ basis. The promotion ordered now is subject to the condition that the officer join latest by 16.01.2019 failing which it will be treated that the officer has not accepted the promotion ab initio and all consequents arising as a result of not acceptance of promotion shall follow. Regular posting order will be issued later.

03. The officer is not entitled to exercise option for fixation of pay and the promotion does not confer on the officer so promoted any claim for continued officiation in the grade of Superintendent of GST & Central Excise and the period of such service will not be counted for seniority or as qualifying service for further promotions.

04. Further, in the Zonal Seniority list of Superintendents, Shri Rajesh Kumar will be placed below Shri Charan Singh Verma (Emp Code 7213) and above Shri Anil Kumar (Emp Code 7209).

05. The promotion now ordered is subject to outcome of the followings.

(i) Review of DPC in respect of Promotion Order No. 260/97 dated 29.08.1997 in the grade of Superintendent based on pending clarification / decision from DOPT / Hon'ble Supreme Court.

(ii) Writ Petition in W.P.C.T. 261/2008 filed by Shri Samiran Roy & Others pending before the Hon'ble High Court, Calcutta in terms of Board's letter

F.No.C-18012/6/2009 Ad IIB dated 16.09.2010.

- (iii) SLP pending before the Hon'ble Supreme Court against the Hon'ble A.P High Court order dated 07-03-2005 in Writ petition No. 2378/2005 filed by Shri S.S.L.Narayana and WP No. 45/2005 filed by Shri. Giridhar Prasad and others, as mentioned in the Board's letter F. No. A.32022/70/2003 AD-III A dated 26.09.2005. Therefore, the promotion of this officer to the grade of Superintendent is also subject to the outcome of above SLP.
- (iv) Other cases, if any, pending before any judicial fora.

06. Further, the Commissioner concerned shall ensure that if the Inspector whose name figuring in this promotion order is under suspension or facing any Disciplinary proceedings or prosecution or under penalty period, such officer should not be relieved or allowed to assume charge as Superintendent. This fact may be brought to the notice of the Cadre Control Authority immediately.

07. The compliance report about the joining/non-joining of the officers should be sent to this office by the concerned Commissionerate by 21.01.2019.

08. This order is issued with the approval of the Competent Authority, Cadre Control, Tamil Nadu and Puducherry.

K. Venkat Ram Reddy 31/12/2018
(Dr. K VENKAT RAM REDDY)
ADDITIONAL COMMISSIONER

To
The individual.(Through the office concerned)

Copy submitted to:

The Principal Commissioner of GST and Central Excise, Chennai North.

The Administrative Officer (CF-CCA), Chennai.

Sr. P.S. to the Pr.Chief Commissioner, GST & Central Excise, Chennai.

The Superintendent (Computer), GST & Central Excise, Chennai North for display in official website.

Hindi Cell - for translation

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