

Information Sought :-

2. Period of information sought

Information is sought only for the period from **01.01.2019 to 31.12.2020**, for **Tax Assistant** in the Zone.

3. **Information sought (Tax Assistant)**

1. Copies of all rules, circulars, instructions, and office memoranda governing:
 - Grant of ICT
 - Conditions attached to ICT
 - Fixation of seniority of ICT transferees
 2. The specific rule/criteria followed in the Zone for:
 - Fixing seniority of ICT transferees vis-à-vis existing officers
 - Fixing seniority among multiple ICT transferees in the same cadre/order/year.
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3. List of ICT transferees showing (if convenient to the zone, the details may be provided in tabular form):

- Name of the officer
- Designation
- Year/Date of ICT
- Zone from which transferred
- Date of representation of the officer
- Date of joining in the new Zone
- Seniority position assigned after ICT

Personal details such as residential address, phone number, email ID, PAN, medical records or family particulars, if appearing in records, may be severed under Section 10 of the RTI Act. However, names, designations, employee identifiers, dates of joining, cadre, and seniority positions may kindly NOT be masked, as these relate to public service records and seniority determination and their disclosure has been consistently upheld as information connected with public activity and larger public interest.

Records of each ICT case

4. Certified copies of note-sheet pages of every ICT case during 2019–2020 (*after severing only purely personal details under Section 10, wherever strictly necessary, the personal information as mentioned above may be masked if required*).
5. Copies of final ICT orders issued in each case.

Seniority determination after ICT

6. Copies of:
 - Seniority lists issued after accommodating ICT transferees
 - Any revisions, objections, representations, or speaking orders relating to ICT seniority during 2019–2020.
 7. Details of litigation/disputes relating to ICT seniority in the Zone during the said period, along with copies of court notice/final orders/judgments available on record.
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Information Provided :-

Point 1 (a) and (b):- A copy of the Board's letter dated 27.10.2011 is enclosed.

Point No. 3:- Details of representations of the officers transferred to CGST & Central Excise Jaipur Zone, Jaipur in the grade of Tax Assistant on ICT basis during the period from 01.01.2019 to 31.12.2020 are as under :-

Sr. No.	Name of applicant (S/Shri/Ms.)	Date of representation of the officer
1.	Gajanand Sharma	09.04.2019
2.	Kalyan Singh Rathore	23.01.2019
3.	Swati Khandelwal	09.04.2019
4.	Jitendra Kumar Goyal	14.03.2019
5.	Manoj Kumar	16.05.2018
6.	Sheela Vaishnav	12.12.2019
7.	Gaurav Sharma	16.10.2019
8.	Deepak Puraila	04.07.2019
9.	Gourav Mathur	04.09.2020

Remaining information sought by the applicant in Point No. 3, is available on the website of CGST & Central Excise Jaipur Zone, Jaipur i.e. <https://cgstjaipur.gov.in/> either in the Establishment Orders issued transferring them on ICT basis to Jaipur Zone or Seniority List in the grade of Tax Assistant available on the website issued by Jaipur zone.

Point No. 4:- Certified copies of the note-sheet pages of the concerned ICT cases in the grade of Tax Assistant during the period from 01.01.2019 to 31.12.2020, are enclosed.

Point No. 5:- Certified copies of the note-sheet pages of the concerned ICT cases in the grade of Tax Assistant during the period from 01.01.2019 to 31.12.2020, are enclosed.

BY SPEED POST

F.No. A. 22015/23/2011-Ad.III.A
 Government of India
 Ministry of Finance
 Department of Revenue
 Central Board of Excise & Customs

Room No. 502, Hudco Vishala Building,
 Bhikaji Cama Place, R.K. Puram,
 New Delhi 110 066 dated the 27th Oct., 2011.

To

All the Chief Commissioners/Directors General under CBEC
 All the Commissioners in-charge of Directorates under CBEC.

Subject : Lifting of ban on Inter Commissionerate Transfer in respect of willing officers in Group 'B', 'C' & 'D' posts under the CBEC - regarding

Sir/Madam,

I am directed to refer to the Board's letter F.No. A 22015/3/2004-Ad.III.A dated 19.2.2004, vide which the Inter-Commissionerate Transfer (ICT) in respect of Groups 'B', 'C' and 'D' employees were banned. Subsequently the ban was relaxed in phases on spouse ground, compassionate appointment ground and physically handicapped employees vide Board's letters F.No.A.22015/19/2006-Ad.III.A dated 27.03.2009, F.No. A. 22015/11/2008-Ad.III.A dated 29.07.2009 and F. No. A.22015/15/2010-Ad.III.A dated 09.02.2011 respectively. Such relaxation was allowed without loss of seniority and subject to specific conditions mentioned in the above instructions. This was done to facilitate posting of husband and wife at the same station and permitting ICT in respect of employees appointed on compassionate ground basis and for physically handicapped employees without loss of seniority.

2. On consideration of all aspects in the matter of ICT, it has been decided by the Board now to lift the ban on ICT with immediate effect. Accordingly, any willing Group 'B', 'C' employee and the erstwhile Group 'D' employee may apply for transfer from the jurisdiction of one Cadre Controlling Authority (CCA) to another CCA subject to availability of vacancy and on the following terms & conditions:

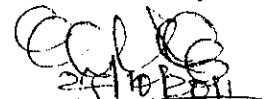
- (i) The concerned two Cadre Controlling Authorities should agree to the transfer.
- (ii) The transferee will be placed below all officers appointed regularly to that post/grade on the date of his/her appointment on transfer basis in terms of Para 3.5 of DOP&T's O.M. dated 03.07.1986. In other words, such a transferee will be junior to those regularly appointed officers prior to his/her transfer. However, such transferred officer will retain his/her eligibility of the parent Commissionerate for his/her promotion to the next higher grade, etc.
- (iii) On transfer he/she will not be considered for promotion in the old Commissionerate.

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- (iv) He/she will not be entitled to any joining time and transfer traveling allowance;
- (v) Under no circumstances, request for ICT should be entertained till the officer appointed in a particular Commissionerate/post completes the prescribed probation period.
- (vi) The seniority of the officers who were allowed ICT earlier by the various Cadre Controlling Authorities on the basis of Board's letters F.No.A.22015/19/2006-Ad.III.A dated 27.03.2009, F.No. A. 22015/11/2008-Ad.III.A dated 29.07.2009 and F.No. A.22015/15/2010-Ad.III.A dated 09.02.2011 shall be fixed as per the present instructions.
- (vii) Officers who are presently working on deputation basis from their parent Commissionerate to any other Commissionerate/Directorate and are willing to avail of the ICT in future will have to revert back to their parent Commissionerates first and apply afresh for ICT. The officers who have been continuously on deputation and have been absorbed on ICT during the interim period from 19.02.2004 (i.e. the date from which the ban became effective) till date, their seniority will be fixed from the date of their joining on deputation in the transferred Zone/Commissionerate.
- (viii) A written undertaking (in the enclosed format) to abide by the requisite terms and conditions will be obtained from the officers before the transfers are actually effected.
- (ix) All pending Court cases where seniority protection/ICT has been challenged may be handled appropriately in terms of these instructions and necessary compliance furnished to the Board in due course.

3. The above instructions may be brought to the notice of all concerned authorities for compliance.

Yours faithfully,



(S.K. DEB)

Deputy Secretary to the Government of India
Tele-Fax: 011-26162693

Encl: As above

Copy to:

1. All the recognized Staff Associations concerned (under CBEC) – for information and circulation amongst their members.
2. All Administration Sections of the Department of Revenue

As directed, it is submitted that as on date 5 applications/ requests for Inter Commissionerate Transfer from other Zones to GST & Central Excise, Jaipur Zone in the grade of Tax Assistants are pending (Applications and other documents are available in concerned files). (Chart containing details of these Tax Assistants is placed at Page No. 61/c. No further information is required in respect of Tax Assistants mentioned at Sr. No. 1 to 3 of the aforesaid chart. However, the some information in respect of the Tax Assistant mentioned at Sr. 4 & 5 is required.

2. The Para 3 of RR, 2014 for the post of TA (Page-8/c), reads as under:-

"3. Special Provision: (1) Each Commissionerate shall have its own separate cadre, unless other-wise directed by the Central Board of Excise and Customs.

(2) Notwithstanding anything contained in sub-rule (1) the Chief Commissioner of Central Excise or Chief Commissioner of Customs having jurisdiction over the concerned Commissionerate may, if he considers to be necessary or expedient in the public interest so to do and subject to such condition as he may specify having regard to the circumstances of the case and for the reasons to be recorded in writing, orders any post in the Commissionerate or Directorate as the case may be, to be filled by absorption of persons holding the same or comparable posts but belonging to the cadre of another Commissionerate or Directorate or any other office under Central Board of Excise and Customs, as the case may be."

3. Further, vide Notification dated 08.02.2017 (P-3/c), the Board substituted Rule 3(1) above with the following :-

" (1) Each Zonal Cadre Controlling Authority shall have its own separate cadre unless otherwise directed by the Central Board of Excise & Customs."

Conf ...

कार्यालय टिप्पणी / NOTE SHEET

In terms of provisions contained in the Recruitment Rules, 2014 & amendment 2017 for the post of Tax Assistant, it appears that Inter-Commissionerate Transfer in the cadre of the Tax Assistant may be allowed.

Submitted please.

09/04/19
Bimal Kumar Choudhary
Inspector

Supdt.

9/4/19

राजेश किनरा
अधीक्षक

AD (Genl)

Above note may please be perused.

As on date, Inter Commissionerate Transfer request of 5 Tax Assistants, 3 belonging to ST Category and 2 belonging to OBC Category are pending in Jaipur Zone, as per details below:-

Name (S/ Sh/ Ms.)	Zone	Grounds of ICT
ST Category		
Kanwar Pal Meena	Chennai Customs Zone	Illness of mother & family problem.
Miss Saroj Bala Meena	Pune Zone	Compassionate ground- Mother is no more. Father aged 63 years. Brother is Inspector in BSF. Unmarried as on date of appl. dated 08.06.2018.
Ramji Lal Meena	Bhopal Zone	Medical Ground of self. He had met an accident and injured with multiple bifrontal contusions. Brain surgery was held on 29.02.16 & 25.04.16.
OBC Category		
Mukesh Kumar Yadav	Mumbai Customs Zone	Illness of mother.
Abhishek Chaudhary	Pune Zone	Spouse grounds. Wife is working as Agriculture Supervisor in Rajasthan Govt.

It is submitted that the applications of above named Tax Assistants have been received with approval of the concerned Cadre Controlling Authorities. The applicants have completed two years service in the grade. The applicants are clear from vigilance angle and have given requisite undertaking in terms of Board's letter F. No. A. 22015/23/2011-Ad.III.A dated 27.10.2011 to forego their seniority of parent zone. Therefore, they are eligible for consideration for Inter Commissionerate Transfer.

Submitted please.

11.04.2019
विकास कुमार जोष
अपर आयुक्त

Chief Commissioner

At exam in the light of instructions issued by the Board, on this issue 2 result.

Abd/cco

15/4/2019

दिनांक: 11.4.2019

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कार्यालय टिप्पणी / NOTE SHEET

Kindly peruse the directions on pre-page of Note Sheet.

It is submitted that the Para 3 of Recruitment Rules, 2014 for the post of TA (Page-8/c), reads as under:-

"3. Special Provision: (1) Each Commissionerate shall have its own separate cadre, unless otherwise directed by the Central Board of Excise and Customs.

(2) Notwithstanding anything contained in sub-rule (1) the Chief Commissioner of Central Excise or Chief Commissioner of Customs having jurisdiction over the concerned Commissionerate may, if he considers to be necessary or expedient in the public interest so to do and subject to such condition as he may specify having regard to the circumstances of the case and for the reasons to be recorded in writing, orders any post in the Commissionerate or Directorate as the case may be, to be filled by absorption of persons holding the same or comparable posts but belonging to the cadre of another Commissionerate or Directorate or any other office under Central Board of Excise and Customs, as the case may be."

Further, vide Notification dated 08.02.2017 (P-3/c), the Board substituted Rule 3(1) above with the following :-

" (1) Each Zonal Cadre Controlling Authority shall have its own separate cadre unless otherwise directed by the Central Board of Excise & Customs."

In terms of provisions contained in the Recruitment Rules, 2014 & amendment 2017 for the post of Tax Assistant, the Inter-Commissionerate Transfer in the cadre of the Tax Assistant may be allowed.

It is also submitted that the Board vide letter F.No. A-12034/SSC/2012-Ad.III (B) (Pt.) dated 23.12.2013 (P-58 /c) had directed that Inter Commissionerate Transfers should be considered only for vacancies over and above the number requisitioned from Staff Selection Commission.

The Board vide letter F.No. A-22015/17/2010-Ad.III.A dated 17.03.2011 (P-61/c) had clarified that the Inter Commissionerate Transfer may be allowed only where clear vacancy in the Zone in the category to which the said official belongs, is available.

It is to also mention here that as per the minutes of the meeting held on 21.08.2013 in the Jaipur Zone to devise criteria to consider requests for ICT (P-62/c), priority to grounds of applications had been given in following order-

- i) Life threatening disease of self, spouse or children;
- ii) Unmarried female applicant whose parents are residing in the state of Rajasthan;
- iii) Spouse ground where the spouse is employed with either the Central Government or a State Government or a Public Sector Undertaking of the Central Government / a State Government and the spouse cannot be transferred to the place of the applicant's posting subject to other conditions as laid down by the DOPT from time to time and
- iv) If no application is found on above grounds then the applications would be considered by and large on the basis of date of receipt of application unless some genuine administrative exigency arises.

Contd.

As on date i.e. 13.05.2019, there are 54 clear vacancies in direct recruitment quota in the grade of Tax Assistant. Out of these 54 vacancies, 47 vacancies have been reported to DGHRD/ Board for recruitment through SSC for the year 2018 (45 vacancies) & 2019 (2 vacancies) respectively and 7 vacancies are under sports quota.

It is also submitted that one more NOC, with approval of the competent authority, regarding Inter Commissionerate Transfer of Shri Gajanand Sharma, Tax Assistant, who is clear from vigilance angle and has completed prescribed period of probation & given requisite undertaking, has been received from Mumbai Customs Zone on 22.04.2019 (Page-57/c). Thus, as on date, applications of 6 Tax Assistants (1UR +3 ST+2 OBC) of other Zones for Inter Commissionerate Transfer to Jaipur Zone are pending for consideration (Page-63/c)

A chart showing Roster position as on 13.05.2019 and vacancies reported to DGHRD is placed opposite at Page -64/c.

Submitted for perusal and Order Please.

13/5/19
राजेश मिश्रा
अधीक्षक

30/05/19
विकास जैसवाल
संयुक्त आयुक्त

31/5/19

Above note may please be perused.

Instructions issued from the Board from time to time regarding Inter Commissionerate Transfer have been briefed above.

As on date, Inter Commissionerate Transfer request of 6 Tax Assistants, 1 belonging to Unreserved (UR) category, 3 belonging to ST Category and 2 belonging to OBC Category are pending in Jaipur Zone, as per details below:-

Name (S/ Sh/ Ms.)	Zone	Grounds of ICT
UR Category		
Gajanand Sharma	Mumbai Customs	Medical (Son & Parents)
ST Category		
Kanwar Pal Meena	Chennai Customs Zone	Illness of mother & family problem.
Miss Saroj Bala Meena	Pune Zone	Compassionate ground- Mother is no more. Father aged 63 years. Brother is Inspector in BSF. Unmarried as on date of appl. dated 08.06.2018.
Ramji Lal Meena	Bhopal Zone	Medical Ground of self. He had met an accident and injured with multiple bifrontal contusions. Brain surgery was held on 29.02.16 & 25.04.16.
OBC Category		
Mukesh Yadav Kumar	Mumbai Customs Zone	Illness of mother.
Abhishek Chaudhary	Pune Zone	Spouse grounds. Wife is working as Agriculture Supervisor in Rajasthan Govt.

It is submitted that the applications of above named Tax Assistants have been received with approval of the concerned Cadre Controlling Authorities. The applicants have completed two years service in the grade. The applicants are clear from vigilance angle and

have given requisite undertaking in terms of Board's letter F. No. A. 22015/23/2011 Ad.III.A dated 27.10.2011 to forego their seniority of parent zone. Therefore, they are eligible for consideration for Inter Commissionerate Transfer.

Submitted please.


13.5.2019

Deputy Commissioner

का. मुख्य आयुक्त

क्रमांक: 626

दिनांक: 13.05.19

Discussed.

In view of justice position in respect of Tax Assistant (Direct Quota), only 2 vacancies are available in general category. Accordingly the matter is put up for consideration of ZCT application.


6.6.2019

Submitted.

Contd. in respect of NSP VI to VIII.

Kindly peruse the letter dated 07.06.2019 (P-69/c) of Shri Gajanand Sharma, Tax Assistant, Mumbai Customs (P-69/c) requesting thereunder for Inter Commissionerate transfer from Mumbai Customs to Jaipur Zone on Inter Commissionerate transfer basis.

It is submitted that the Additional Commissioner of Customs (P&E), Office of the Commissioner of Customs (General), Mumbai vide letter dated 12.04.2019 (P-57/c) has forwarded the request of Shri Gajanand Sharma, TA for ICT to Jaipur Zone, with approval of the Chief Commissioner, Mumbai Customs Zone-I. Shri Sharma has requested for ICT to Jaipur Zone on medical ground of his son, father and mother. He is reported to be clear from vigilance angle and submitted application in the prescribed format(P-56/c) duly verified by Admn. Officer, Per. & Estt. Deptt., New Customs House, Mumbai. No further information in respect of request of Shri Sharma, TA is required.

It is submitted that recently vide Establishment Order dated 14.05.2019 (P-67/c) of Lucknow Zone, Ms. Nidhi Chahar (UR), Tax Assistant, Jaipur Zone has been transferred to Lucknow Zone on ICT basis and she has been relieved on 31.05.2019 vide Order dated 31.05.2019 of the Superintendent (Admn.), Audit Commissionerate, Jaipur.

Consequent upon relieving of Ms. Nidhi Chahar, TA for Lucknow Zone, a fresh vacancy in UR category has been arised in Jaipur Zone.

As on date, only one application of Tax Assistants of other Zones for ICT to Jaipur Zone in the UR category is pending. In view of above, as discussed, the request of Shri Gajanand Sharma, TA, Mumbai Customs Zone for Inter Commissionerate transfer to Jaipur Zone may be considered.

Submitted for perusal & orders please.

2/6/19

राजेश शर्मा
अध्यक्ष

AD (UR)

10.6.2019
विकास कुमार जेफ
अपर आयुक्त

Chief Commissioner

Approved as proposed at 'X' above

10/6/2019

राजेश कुमार शर्मा
मुख्य आयुक्त

AD (UR)

10.6.2019
विकास कुमार जेफ
अपर आयुक्त

Super.

10.6.2019

18

कार्यालय टिप्पणी / NOTE SHEET

With reference to note dated 03/06/19/10/06/19
at pre-page notesheet page no. 18, As directed
draft order regarding Inter Com
Transfer of Shri Gajananand Sharma, T.A.
Mumbai Customs to GST 4 CO Jaipur
is put up for perusal and approval
please.

11/06/2019
Bimal Kumar Choudhary
Inspector

Suptd.
11/6/19
विनोद कुमार शर्मा
अधीक्षक (सी.सी.यू)

AD
11.6.2019

अपर आयुक्त सी.सी.ओ.
आवृत्ति क्रमांक : 64/3
दिनांक : 11/6/19

II. 3 (53) CCV/22/2018

कार्यालय टिप्पणी / NOTE SHEET

xiii

It is submitted that as on date 9 applications/ requests for Inter Commissionerate Transfer from other Zones to GST & Central Excise, Jaipur Zone in the grade of Tax Assistants, are pending (Applications and other documents are available in concerned files). A chart containing details of these Tax Assistants is placed at Page No. 96/c. No further information is required in respect of Tax Assistants mentioned at Sr. No. 1 to 3, 5 to 6 and 8 to 9 of the aforesaid chart. However, some information in respect of 2 Tax Assistants mentioned at Sr. 4 & 7 has been called for from the Pune Zone and the same is still awaited.

2. The Para 3 of Recruitment Rules, 2014 for the post of TA (Page-8/c), reads as under:-

"3. Special Provision: (1) Each Commissionerate shall have its own separate cadre, unless other-wise directed by the Central Board of Excise and Customs.

(2) Notwithstanding anything contained in sub-rule (1) the Chief Commissioner of Central Excise or Chief Commissioner of Customs having jurisdiction over the concerned Commissionerate may, if he considers to be necessary or expedient in the public interest so to do and subject to such condition as he may specify having regard to the circumstances of the case and for the reasons to be recorded in writing, orders any post in the Commissionerate or Directorate as the case may be, to be filled by absorption of persons holding the same or comparable posts but belonging to the cadre of another Commissionerate or Directorate or any other office under Central Board of Excise and Customs, as the case may be."

3. Further, vide Notification dated 08.02.2017 (P-3/c), the Board has substituted Rule 3(1) above with the following :-

" (1) Each Zonal Cadre Controlling Authority shall have its own separate cadre unless otherwise directed by the Central Board of Excise & Customs."

4. In terms of provisions contained in the Recruitment Rules, 2014 & amendment 2017 for the post of Tax Assistant, the Inter-Commissionerate Transfer in the cadre of the Tax Assistant may be allowed.

5. It is also submitted that the Board vide letter F. No. A-12034/SSC/2/2012-Ad.III (B) (Pt.) dated 23.12.2013 (Page-58/c) has directed that Inter Commissionerate Transfers should be considered only for vacancies over and above the number requisitioned from Staff Selection Commission.

6. The Board vide letter F. No. A.22015/17/2010-Ad.III.A dated 17.03.2011 (Page-61/c) had clarified that the Inter Commissionerate Transfer (ICT) may be allowed only where clear vacancy in the Zone in the category to which the said official belongs, is available.

7. A copy of minutes of meeting held on 21.08.2013 in the Zone to devise criteria to consider requests for ICT is placed opposite at Page - 62/c as per which priority to grounds of applications is to be given in following order:-

- i. Life threatening disease of self, spouse or children;
- ii. Unmarried female applicant whose parents are residing in the state of Rajasthan;
- iii. Spouse ground where the spouse is employed with either the Central Government or a State Government or a Public Sector Undertaking of the Central Government / a State Government and the spouse cannot be transferred to the place of the applicant's posting subject to other conditions as laid down by the DOPT from time to time and

Cont..

कार्यालय टिप्पणी / NOTE SHEET

- iv. If no application is found on above grounds then the applications would be considered by and large on the basis of date of receipt of application unless some genuine administrative exigency arises.
8. Further during the calendar year 2019 (upto 18.11.2019) following VIP references have been received from the Board regarding Inter Commissionerate Transfer in the grade of Tax Assistant:-

Sr. No.	Board's Ref. No.	VIP ref. from (S/Shri/Ms.)	Name of the Tax Assistants (S/Shri/Ms.)	Parent Zone
1	A.22015/19/2019-Ad. IIIA dated 12.03.2019	Sumedhanand Sarshwati (Hon'ble M.P. Lok Sabha)	Rakesh Choudhary	Mumbai Customs
2	A.22015/24/2019-Ad. IIIA dated 10.04.2019	Sumedhanand Sarshwati (Hon'ble M.P. Lok Sabha)	Devender	Delhi Zone
3	A.22015/32/2019-Ad. IIIA dated 30.04.2019	Nihal Chand (Hon'ble M.P. Lok Sabha)	Arvind Kumar	Mumbai Zone
4	A.22015/34/2019-Ad. IIIA dated 03.05.2019	Gajendra Singh Shekhawat (Hon'ble Minister of State for Agriculture and Farmers Welfare)	Dhirendra Singh	Vadodara Zone
5	A.22015/62/2019-Ad. IIIA dated 19.09.2019	Sukhbeer Singh Jaunpuria (Hon'ble M.P. Lok Sabha)	Saurabh Shihsodia	Kolkata Zone
6	A.22015/69/2019-Ad. IIIA dated 23.09.2019	Ramchandra Bohra (Hon'ble M.P. Lok Sabha)	Vinod Vijay	Vadodara Zone
7	A.22015/68/2019-Ad. IIIA dated 23.09.2019	Rao Indrajit Singh (Hon'ble Minister of State for Ministry of Planning)	Pushpender Rao	Mumbai Customs
8	A.22015/76/2019-Ad. IIIA dated 27.09.2019	Rajyavardhan Singh Rathore (Hon'ble M. P., Lok Sabha)	Vikram Singh	Mumbai Zone
9	A.22015/79/2019-Ad. IIIA dated 17.10.2019	Manoj Rajoria (Hon'ble M. P., Lok Sabha)	Ved Prakash Goyal	Mumbai Customs

Since, approval / NOC of the concerned parent Cadre Controlling Authorities have not been received so far, therefore, no action on aforesaid references may be taken until the NOCs alongwith other requisite documents are received from parent Zones. Whenever, the requisite information / documents alongwith NOC of the concerned cadre controlling authority will be received, their cases will be processed for consideration.

9. Further, as on 18.11.2019, there are 53 clear vacancies in direct recruitment quota in the grade of Tax Assistant. Out of these 53 vacancies, 45 & 2 vacancies have been reported to DGHRD / Board for recruitment through SSC for the year 2018 & 2019 respectively and 7 vacancies have been reported to the Committee Constituted for selection of candidates for recruitment under Sports Quota.

10. A Chart containing position of Roster & Vacancies report to DGHRD is placed opposite (Page-97/c).

Submitted for perusal and order please.

Signature

18/11/19

गजेश किनरा
अधीक्षक

18/11/2019
Bimal Kumar Choudhary
Inspector

संयुक्त आयुक्त सी. सी. बो.
आवृत्ती क्रमांक : ११५८
दिनांक : 18/11/19

कार्यालय टिप्पणी / NOTE SHEET

Above note may please be perused.

As on date, Inter Commissionerate Transfer requests of 9 Tax Assistants, 3 belonging to ST Category, 2 belonging to OBC Category and 4 belonging to General Category, are pending in Jaipur Zone, as per details below:-

Name (S/ Sh/ Ms.)	Zone	Grounds of ICT
ST Category		
Kanwar Pal Meena	Chennai Customs Zone	Illness of mother & family problem.
Miss Saroj Bala Meena	Pune Zone	Compassionate ground- Mother is no more. Father aged 63 years and suffering from epilepsy fits. Brother is Inspector in BSF. Unmarried as on date of appl. Dated 08.06.2018.
Ramji Lal Meena	Bhopal Zone	Medical Ground of self. He had met an accident and injured with multiple bifrontal contusions. Brain surgery was held on 29.02.16 & 25.04.16.
OBC Category		
Mukesh Kumar Yadav	Mumbai Customs Zone	Illness of mother.
Abhishek Chaudhary	Pune Zone	Spouse grounds. (Wife is working as Agriculture Supervisor in Rajasthan Govt.)
General Category		
Kalyan Singh Rathore	Pune Zone	Compassionate Ground. (One year old daughter suffering from congenital heart disease. Illness of parents)
Manoj Kumar (PH)	Pune Zone	Spouse grounds. (Wife is working as Assistant Professor in University of Rajasthan). Physically handicapped ground.
Swati Khandelwal	Mumbai Customs Zone	Compassionate ground. (Husband belongs to Rajasthan & settled in Rajasthan. Inlaws are suffering from various disease. Only daughter of parents residing in Delhi.)
Jitendra Kumar Goyal	Mumbai Customs Zone	Spouse grounds. (Wife is working as Teacher in Government of Rajasthan).

It is submitted that the applications of above named Tax Assistants have been received with approval of the concerned Cadre Controlling Authorities. The applicants have completed two years service in the grade. The applicants are clear from vigilance angle and have given requisite undertaking in terms of Board's letter F. No. A. 22015/23/2011-Ad.III.A dated 27.10.2011 to forego their seniority of parent zone. Therefore, they are eligible for consideration for Inter Commissionerate Transfer.

Further, as detailed on prepage of notesheet 9 VIP References, regarding Inter Commissionerate Transfer of Tax Assistant of other Zones to Jaipur Zone have been received during the calendar year 2019, upto 18.11.2019. No action can be presently taken on the aforesaid references since, NOC and other requisite documents in respect of concerned Tax Assistants have not been received from their parent CCA and the same have been kept pending for consideration in future.

As on date against 53 vacant posts in the grade of Tax Assistant, requisition for 47 candidate had already been sent. The process of recruitment under Sports Quota is at initial stage.

As per Chart placed opposite, applications of the officers in the grade of Tax Assistant belonging to 'ST' & 'OBC' category cannot be considered as against vacant posts in these categories, as per the Reservation Roster, requisition has already been sent to the DGHRD & vacancies have been notified by the Staff Selection Commission.

कार्यालय टिप्पणी / NOTE SHEET

In view of above and looking into the acute shortage of officers in the grade of Tax Assistant, it is proposed that ICT requests of General Category officers may be considered. Files in respect of 3 'General Category' Tax Assistants namely Shri Kalyan Singh Rathore, Ms. Swati Khandelwal and Shri Jitendra Kumar Goyal, are complete. Requisite information in respect of remaining 1 General Category Tax Assistant, namely Shri Manoj Kumar, has been sought from his parent Zone, which is awaited. Matter will be pursued regularly and his case may be considered after receipt of requisite information.

In view of above, following Tax Assistants may be allowed Inter Commissionerate Transfer to Jaipur Zone.

- | | | |
|----|----------------------------|---------------------|
| 1. | Shri Kalyan Singh Rathore, | Pune Zone |
| 2. | Ms. Swati Khandelwal, | Mumbai Customs Zone |
| 3. | Shri Jitendra Kumar Goyal, | Mumbai Customs Zone |

Submitted for perusal and approval please.

का. मुख्य आयुक्त
क्रमांक : 2174
दिनांक : 16/11/19.

Chief Commissioner

Amil
18/11/2019
आलोक शर्मा
संयुक्त आयुक्त

Approved as proposed above.

MP
18/11/2019
राकेश कुमार शर्मा
मुख्य आयुक्त

J&CCO

Amil
18/11/19
आलोक शर्मा
संयुक्त आयुक्त

Supdt

Kindly peruse above note dt. 18/11/2019, as approved, a draft establishment order in respect of ICT of aforesaid 3 TAs is put up for perusal and approval pl.

Supdt.
Amil
19/11/19

Amil
19/11/19

आलोक शर्मा
संयुक्त आयुक्त

संयुक्त आयुक्त सी. सी. ओ.
आपत्ती क्रमांक : 9969
दिनांक : 18/11/19

18/11/19
Bimal Kumar Choudhary
Inspector

राजेश किन्नरा
अधीक्षक

कार्यालय टिप्पणी / NOTE SHEET

Kindly peruse detailed note dated 18.11.2019 on Note Sheet page Nos. XIII to XVI. Accordingly, out of 4 applications of UR category applicants, pending as on 18.11.2019, applications of 3 applicants which were complete in all manner, were considered and the Cadre Controlling Authority for Jaipur Zone i.e. Chief Commissioner, CGST & CX, Jaipur Zone, has allowed their ICT to Jaipur Zone, as detailed below and accordingly, an Establishment Order No. 81/2019 dated 20.11.2019 was issued to this effect -

Sl. No.	Name of Tax Assistant (S/Sh./Ms.)	Category	Parent Zone	Date of joining in Jaipur Zone consequent upon ICT
1	Kalyan Singh Rathore	UR	Pune Zone	16.12.2019
2	Swati Khandelwal	UR	Mumbai Customs, Zone-I	16.12.2019
3	Jitendra Kumar Goyal	UR	Mumbai Customs, Zone-I	09.12.2019

As regards remaining 1 candidate, namely Shri Manoj Kumar, Tax Assistant (Pune Zone), UR, who is a physically handicapped (orthopedically) person & whom case could not be considered for the reason of non-receipt of some further information, viz. copy of Disability Certificate, Result of Departmental Confirmation Exam & application in prescribed format, called for from his parent Zone, it has been approved that matter will be pursued regularly and his case may be considered after receipt of requisite information. Shri Manoj has sought ICT on PH as well as spouse grounds as his wife is working as Assistant Professor in University of Rajasthan, Jaipur and she is also a PH person (orthopedically).

The Additional Commissioner, Cadre Control Cell, Pune Zone vide letter dated 20.02.2020, original placed in case file of Shri Manoj Kumar, TA bearing C.No. II-3(36)CCU/JZ/2019 & copy placed opposite at P- 125/c, has provided requisite documents and now no more information/ documents are required in respect of him from his parent Zone.

As regards vacancy position in the grade of Tax Assistant in Jaipur Zone, it is submitted that as on 18.11.2019, there were 53 vacancies (note on NSP-XIV & XV refers). Out of these 53 vacancies, consequent upon joining of 3 officers named above, 3 vacancies have been filled, leaving 50 vacancies as on 23.06.2020. Against these 50 vacancies, requisition for 47 candidates have been sent to DGHRD (45 for 2018 & 2 for 2019).

In view of above submission, request of Shri Manoj Kumar, TA, Pune Zone, for ICT to Jaipur Zone is submitted for consideration.

Submitted for perusal & orders please.

23/6/2020

राजेश किनरा
अधीक्षक

Note above may pl be seen. Requisite documents viz. PH Certificate, Result of Dept. Confirmation Exam & Application in prescribed form have been provided w.r.t. Shri Manoj Kumar, TA (Pune Zone) by the concerned CCA. Looking into the vacancy position in the grade of Tax Assistant, request of Shri Manoj may be considered for ICT to Jaipur Zone. Submitted for perusal & approval pl.

Chief Commissioner

संयुक्त आयुक्त (In. एम.ए.)
24/6/2020

आलोक शर्मा
संयुक्त आयुक्त
24/6/20

आलोक शर्मा
संयुक्त आयुक्त
25/6/20

प्रमोद कुमार सिंह
मुख्य आयुक्त
25/06/2020

का. मुख् आयुक्त
क्रमांक : 2696
दिनांक : 25.06.2020
संयुक्त आयुक्त की ची.बी.
क्रमांक : 1365
दिनांक : 23/6/2020

कार्यालय टिप्पणी / NOTE SHEET


With reference to note on pre page of note sheet
draft of Establishment Order regarding transfer of from
Manoj Kumar, Tax Assst. (UR-PM) from Zone to Jampur
Zone on TET basis is put up for perusal & approval
pl.



26/6/2020

राजेश किनरा
अधीक्षक

self
(in. order)

- Draft Estt. order is put up for perusal
& approval pl.


26/06/2020
शशि पंतार
संयुक्त आयुक्त (In. Assst.)


26/6/2020
आलोक शर्मा
संयुक्त आयुक्त

संयुक्त आयुक्त सी. सी. ओ.
आवती क्रमांक : 1391
दिनांक : 26/6/2020

कार्यालय टिप्पणी / NOTE SHEET

It is submitted that as on date 25 applications/ requests for Inter Commissionerate Transfer from other Zones to GST & Central Excise, Jaipur Zone in the grade of Tax Assistants, are pending. Photocopy of applications are placed opposite. NOC, applications and other documents are available in concerned files. A chart containing details of these Tax Assistants is placed at Page No. 165 to 169/c. Out of these 25 applicants, 9 applicants belong to General Category, 1 is SC, 7 are ST and 8 applicants belong to OBC category.

2. The Para 3 of Recruitment Rules, 2014 for the post of TA (Page-8/c), reads as under:-

"3. Special Provision: (1) Each Commissionerate shall have its own separate cadre, unless other-wise directed by the Central Board of Excise and Customs.

(2) Notwithstanding anything contained in sub-rule (1) the Chief Commissioner of Central Excise or Chief Commissioner of Customs having jurisdiction over the concerned Commissionerate may, if he considers to be necessary or expedient in the public interest so to do and subject to such condition as he may specify having regard to the circumstances of the case and for the reasons to be recorded in writing, orders any post in the Commissionerate or Directorate as the case may be, to be filled by absorption of persons holding the same or comparable posts but belonging to the cadre of another Commissionerate or Directorate or any other office under Central Board of Excise and Customs, as the case may be."

3. Further, vide Notification dated 08.02.2017 (P-3/c), the Board has substituted Rule 3(1) above with the following :-

" (1) Each Zonal Cadre Controlling Authority shall have its own separate cadre unless otherwise directed by the Central Board of Excise & Customs."

4. In terms of provisions contained in the Recruitment Rules, 2014 & amendment 2017 for the post of Tax Assistant, the Inter-Commissionerate Transfer in the cadre of the Tax Assistant may be allowed.

5. It is also submitted that the Board vide letter F. No. A-12034/SSC/2/2012-Ad.III (B) (Pt.) dated 23.12.2013 (Page-58/c) has directed that Inter Commissionerate Transfers should be considered only for vacancies over and above the number requisitioned from Staff Selection Commission.

6. The Board vide letter F. No. A.22015/17/2010-Ad.III.A dated 17.03.2011 (Page-61/c) had clarified that the Inter Commissionerate Transfer (ICT) may be allowed only where clear vacancy in the Zone in the category to which the said official belongs, is available.

7. A copy of minutes of meeting held on 21.08.2013 in the Zone to devise criteria to consider requests for ICT is placed opposite at Page - 62/c as per which priority to grounds of applications is to be given in following order :-

- i. Life threatening disease of self, spouse or children;
- ii. Unmarried female applicant whose parents are residing in the state of Rajasthan;
- iii. Spouse ground where the spouse is employed with either the Central Government or a State Government or a Public Sector Undertaking of the Central Government / a State Government and the spouse cannot be transferred to the place of the applicant's posting subject to other conditions as laid down by the DOPT from time to time and

Cont...

कार्यालय टिप्पणी / NOTE SHEET

iv. If no application is found on above grounds then the applications would be considered by and large on the basis of date of receipt of application unless some genuine administrative exigency arises.

8. Further, as on ~~04.09~~^{19.10}.2020, there are 51 clear vacancies in direct recruitment quota in the grade of Tax Assistant. Out of these 51 vacancies, 45 & 2 vacancies have been reported to DGHRD / Board for recruitment through SSC for the year 2018 & 2019 respectively. 7 vacancies have been reported to the Committee Constituted for selection of candidates for recruitment under Sports Quota.

9. A Chart containing tentative vacancy position as on 19.10.2020 (P-172/c) & vacancies reported to DGHRD is placed opposite (Page-173/c). Further, a chart containing details & status of applications of General category applicants is also placed opposite at P- 170 to 171/c.

Submitted for perusal and order please.

19/10/2020
Anil Kumar Choudhary
Inspector

सुपद.
दि 2
19.10.2020
राजेश किनरा
अधीक्षक

न.स.प.स.
(नि.स.प.)
20/10/2020
शशि पदार
संयुक्त आयुक्त (In. Situ)

Above note may please be perused.

As mentioned in notes supra, against 51 existing vacancies in the grade of Tax Assistant, 47 vacancies have been reported to the DGHRD for recruitment through Combined Graduate Level Examination, 2018 & 2019. As per category-wise vacancy position as on 19.10.2020 and considering the category-wise requisition sent to the DGHRD, there is no vacancy in SC, ST & OBC category. The available 4 vacancies pertains to sports quota but looking into the status of sports quota recruitment process and acute shortage of officer in the grade of Tax Assistant in Jaipur Zone, it is proposed to fill the same through ICT, as already done, while issuing ET Orders dated 20.11.2019 (P-99/c) and 26.06.2020 (P-127/c) subject to future adjustment. As on date, Inter Commissionerate Transfer requests of 25 Tax Assistants, 9 belonging to General Category, 1 belonging to SC Category, 7 belonging to ST Category, 8 belonging to OBC Category are pending in Jaipur Zone. Details are contained in the chart placed opposite at P-165 to 169/c. Chart of only General category applicants is at P- 170 to 171/c. ICT requests of SC, ST & OBC category applicants can not be considered looking into the position narrated above. The grounds for seeking ICT by unreserved category applicants (General), as mentioned by the applicants are briefed as under:-

Sl. No.	Date of receipt of application in Jaipur Zone	Name (S/ Sh/ Ms.)	Zone	Grounds of ICT	Copy of application at P- /c.
1	16.12.2019	Tanmay Priyadarshi	Delhi	Spouse grounds. (Wife is working as Tax Assistant in SGST, Government of Rajasthan).	150/c
2	16.06.2020	Sheela Vaishnav	Chennai	She belongs to Jodhpur, Rajasthan. She has two years old daughter. Her husband is employed in a private Sector in Rajasthan. Her father passed away in Feb. 2017 and mother suffering from old age ailments. Father in Law is	148/c

कार्यालय टिप्पणी / NOTE SHEET

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				working in railways at Jodhpur. She is suffering from fibroid problem.	
3	29.06.2020	Satveer	Chennai	He belongs to a moderate family from Jhunjhunu. His father is suffering from BP, Sugar and Glaucoma and has lost his vision completely. His mother is suffering from Arthritis and neuron problem. It is difficult to maintain double establishments.	145/c
4	29.06.2020	Deepak Puraila	Chennai	He belongs to Bharatpur. He is only child of his parents. His mother has been diagnosed with mental illness. His father is an illiterate person and suffering from old aged ailments. He is only earning member in family.	143/c
5	29.07.2020	Kapil Jain	Vadodara	Spouse and medical ground of his parent. His wife is working as Asstt. Manager with Indian Overseas Bank at Alwar. He is only son of his parents. His mother is suffering from Chronic Lung Disease and dependent on oxygen system 24 X 7 and is completely bed ridden. His father is suffering from multiple clots in brain due to accident.	153/c
6	29.07.2020	Mohammad Sahid	Vadodara	He is resident of Jhunjhunu. His mother is suffering from Hypersensitivity Pneumonitis, Sarcoidosis & Bronchiolitis obliterans organizing pneumonia (BOOP). His sister in law is mentally and physically disabled child. His mother in laws has undergone Kidney transplant due to accident. His in laws family is dependent on his wife.	140/c
7	04.08.2020	Gaurav Sharma	Vadodara	His wife is working as 3rd Grade Teacher in District Level Educational Department of Distt. Dausa. His mother is suffering from cervical compression also ligament problem in right leg. His father is government servant and posted away from home. His wife is only to take care of his family and his grand mother.	156/c

कक्षा : 14
: 14
: 14

कार्यालय टिप्पणी / NOTE SHEET

8	31.08.2020	Gourav Mathur	Vadodara	After demise of mother in December, 2017, father suffering from hypertension & depression; wife residing with father in Rajasthan to take care of him; the only brother is working in private sector.	160/c
9	31.08.2020	Chitrasain Garg	Vadodara	Mother passed away in 2012; Father aged 66 years living with wife & son (aged 11 months) at Jaipur; father is bed ridden due to problem in skeleton system & needs regular checkup; elder brother working as Assistant Section Officer at New Delhi & his job is non-transferable.	159/c

It is submitted that the applications of above named Tax Assistants have been received with approval of the concerned Cadre Controlling Authorities. The applicants have completed two years service in the grade. The applicants are clear from vigilance angle and have given requisite undertaking in terms of Board's letter F. No. A. 22015/23/2011-Ad.III.A dated 27.10.2011 to forego their seniority of parent zone.

Out of 9 applications of 'General' category applicants, 3 applications are on 'Spouse' ground viz. S/Shri Tanmay Priyadarshi, Kapil Jain and Gaurav Sharma. Spouse of Shri Tanmay Priyadarshi, TA (Delhi Zone) and Shri Gaurav Sharma (Vadodara Zone) are working in State Govt. of Rajasthan whereas spouse of Shri Kapil Jain is in PSU. The spouse of Shri Tanmay Priyadarshi, TA (Delhi Zone) is working in SGST, Jaipur which is nearer to Jaipur. Considering the instructions contained in the DOPT's OM dated 30.09.2019, priority to the spouses working in the state govt. may be given as the applicants whom spouses are working in Central Govt. or PSU, have option to seek transfer to the state where the other spouse is working. The remaining 6 applications are on compassionate grounds. Amongst these 6 applicants, on the basis of grounds put forth by them, applications of Ms. Sheela Vaishnav, Shri Deepak Puraila and Shri Gourav Mathur merits consideration on priority basis.

Based on above, it is proposed that against 4 existing vacancies in the grade of Tax Assistant, following Tax Assistants (UR) may be considered for allowing Inter Commissionerate Transfer to Jaipur Zone:-

- | | | |
|-------|--------------------------------------|---------------|
| (i) | Ms. Sheela Vaishnav (DOB-05.08.1987) | Chennai Zone |
| (ii) | Shri Gaurav Sharma (DOB-20.02.1992) | Vadodara Zone |
| (iii) | Shri Deepak Puraila (DOB-12.07.1992) | Chennai Zone |
| (iv) | Shri Gourav Mathur (DOB- 24.02.1990) | Vadodara Zone |

Submitted for perusal and orders please.

Amil
20/10/2020

~~Chief Commissioner~~

- as proposed.

Amil
20.10.2020
प्रमोद कुमार सिंह
मुख्य आयुक्त

का. मुख्य आयुक्त
क्रमांक : 303B
दिनांक : 20/10/2020

Amil
20/10/2020

II-3(53)CCU/22/2018

कार्यालय टिप्पणी / NOTE SHEET

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Kindly peruse note dtd. 20.10.2020 of
the chief commissioner on pre-page
note sheet, as approved, draft letter
Estt. Order is put up for perusal
and approval please.

20/10/2020
Bimal Kumar Choudhary
Inspector

Seysat.
20/10/2020
राजेश किनरा
अधीक्षक

SC (In-charge)
20/10/2020
शशि पंवार
संयुक्त आयुक्त (In. Situa)

IC
20/10/2020