



Government of India
Income Tax Department
Office of the Principal Chief Commissioner of Income Tax, Kerala
Central Revenue Building, I.S. Press Road, Kochi – 682 018.

F.No.11/Estt/14/CC-CHN/2016-17

Date : 13th May 2016

ORDER No. 19/2016-17

Sub.: Estt. Group 'C' Non gazetted – Senior Tax Assistant – Promotion & Posting – reg.
Ref. : Order No. 105/2015-16 [F.No. 11/Estt/14/CC-CHN/2015-16] dated 31st March 2016.

Representations have been received from the following Tax Assistants for considering them for promotion to the post of Sr. Tax Assistants since they were senior to Shri. G.S. Rakesh & Shri. Pradeep Gokul who were promoted on 31.03.2016 in compliance with the Interim direction of hon'ble CAT.

- (a) Prasad C.P.
- (b) Sujith P Pai
- (c) Praveen Chandra Pillai
- (d) Sam J Joseph
- (e) Anil Kumar P
- (f) Sajikumar V S
- (g) S. Sujith Kumar
- (h) Vineeth C V
- (i) Dileesh V M

2. The Review DPC for VY: 2015-16 met on 11.05.2016 to consider the matter with approval of competent authority and considered the cases of officials who were senior to Shri. Pradeep Gokul along with following;

- [a] Recruitment Rule of Sr.TA notified on 2nd September 2003
- [b] Interim Direction of Hon'ble CAT, Ernakulam Bench dated 04.03.2016 & 28.03.2016 in the case of Shri. Rakesh. G.S & Anr.
- [c] CBDT[HRD]'s Instruction for conducting DPC for Group B & C grades for the vacancy year 2015-16 dated 17.06.2015
- [d] DoPT's OM on crucial date of eligibility for promotion dated 28.05.2014.

3. Shri. Rakesh G.S and Shri. Pradeep Gokul were promoted vide reference above as per the specific direction of Hon'ble CAT. The review DPC considered the case of following 16 officials who are senior to Shri. Pradeep Gokul to consider applicability of note 1 under item No.12 of Schedule to Recruitment Rules.

Sl.No.	Name [Shri/Smt/Ms]
1	C.V. Vineeth
2	Deepthi N.D
3	Praveen Chandran Pillai

4	S. Nithin
5	Sanitha Soman
6	Prasad C.P.
7	Sreejith Mohan,
8	R. Jlnesh
9	Avinash .V. Cheriyan
10	P.V. Prakashan
11	K.D. Unnikrishnan
12	Dileesh. V.M
13	Shaindas. C
14	Sujith Kumar. S
15	Sujith. P. Pal,
16	Sam. J. Joseph.

3. Based on recommendation of Review DPC, the competent authority approved the minutes. Accordingly the under mentioned officials are hereby promoted to officiate in the grade of Senior Tax Assistant in the pay band + grade pay of Rs.9300-34800/- + Rs.4200/- with immediate effect :-

Sl.No.	Name, designation and present office [Shri/Smt./Ms.]
1.	C.V. Vineeth, TA, O/o.Addl./JCIT, Range-2, Thiruvananthapuram
2.	Deepthi N.D, TA, O/o.Addl./JCIT, Range-1, Kozhikode
3.	Praveen Chandran Pillai, TA, O/o. Pr.CIT, Thiruvananthapuram
4.	S. Nithin, TA, O/o. ITO [Exemption], Alappuzha
5.	Sanitha Soman, TA, O/o. DC/ACIT, Central Circle, Kottayam
6	Prasad C.P, TA, Addl./JCIT, Kannur Range, Kannur
7	Sreejith Mohan, TA, O/o. ITO[Intl. Taxation], Thiruvananthapuram
8	R. Jlnesh, TA, O/o.Addl./JCIT, Range-2, Thrissur
9	P.V. Prakashan, TA, O/o. Pr.CIT, Thrissur
10	K.D. Unnikrishnan, TA, O/o.Addl./JCIT, Range-2, Thrissur

4. Out of the 11 officials who are senior to Shri. G.S Rakesh, 10 officials are being promoted except Shri. Avinash V. Cheriyan since he has not completed his probation period as on 01.04.2015 as provided in the Recruitment Rule. The DPC also considered those officials who are junior to Shri. G.S. Rakesh and Senior to Shri. Pradeep Gokul but was not recommended, since the original review DPC held on 31.03.2016 though considered Shri. Pradeep Gokul for promotion and found unfit but promoted only on the basis of the specific directions from Hon'ble CAT. Hence those who are junior to Shri. G.S Rakesh but senior to Shri. Pradeep Gokul are not covered by note 1 of item no.12 of schedule to RR.

4. The promotions ordered above are liable to review/withdrawal subject to the final outcome of the Original Application No.180/00549/2015 filed before the Hon'ble Central Administrative Tribunal,

Ernakulam Bench, Ernakulam or any other administrative/executive directions in this regard and in accordance with the existing Recruitment Rule of Senior Tax Assistant.

5. The *inter se* seniority of the promoted officials will be fixed according to relevant rules and other orders in the matter and will be issued separately.
6. The promoted officials are informed that their seniority is liable to be changed due to judicial/administrative decisions or due to any other reason at any point of time without notice.
7. Fixation of pay of the above officials in the promoted cadre shall be made with reference to the CCS (Revised Pay) Rules, 2008. If any of the officials has been granted financial upgradation under the Modified Assured Career Progression Scheme [MACPS], the entitlement of such officials for the increase in total pay by 3% at the time of fixation of pay on promotion is required to be verified by the Head of Office concerned with reference to Department of Personnel & Training's O.M. No.35034/3/2008-Estt.(D) dated 19.05.2009 [item no.4 of Annexure-I] prior to sanctioning the same.
8. All officials getting promotions are posted in the same office where they are presently working and they will continue to do the duties presently assigned to them until further orders.
10. All representations in this regard stands disposed of accordingly.

Sd/-

A.MOHAN

Commissioner of Income Tax [Admin & TPS]
O/o Pr. Chief Commissioner of Income Tax, Kerala

Copy to:

1. The CCIT, Thiruvananthapuram / The DGIT(Inv.), Kochi.
2. I.T. Ombudsman, Kochi.
3. All Pr. CsIT/CsIT and Pr. DsIT/DsIT in Kerala Region.
4. All Heads of Office in Kerala Region.
5. The Officials concerned through respective Heads of Office - The Heads of offices are directed to serve this order on the official concerned.
6. The ZAO, CBDT, Kochi/Thiruvananthapuram and all FPU's.
7. The AD(OL), Kochi / The Systems Officer, Computer Centre, Kochi.
8. All Officers and Sections in the office of Pr.CCIT, Kerala, Kochi.
9. The General Secretary, IRS Association / ITGOA/ITEF/ITSEWA, Ernakulam.


SWAPNA NANU AMBATT

Addl. Commissioner of Income Tax, [HQ& TPS]
O/o. Pr. Chief Commissioner of Income