

# Income Tax Gazetted Officers Association

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To  
All Members of I.T.G.O.A,  
(Through: President/General Secretary of all Units)

*Comrades,*

Hearty Congratulations to 142 ITOs whose promotion as ACIT has been finalized by the DPC held on 20-4-2013 and Options have been called for from these officers, vide CBDT Communication dated 27-4-2013. Circular dated 15-04-2013 may be referred to, where the need to create an atmosphere of trust & confidence was mentioned and it will not be wrong to say that the said good-will has now borne the fruits. There is an old adage that says: *“Patience is a tree, whose roots are bitter, but its fruits are sweet”*

However, along with patience all our members deserves full praise for their resoluteness exhibited in the months of February & March 2013, by treading the path of Non-Cooperation despite pressures of Time-Barring assessments and that from Administration for conducting Search & Survey work.

2. **ITGOA reiterates its appeal to all its members i.e. to desist from bringing any stay on the promotion process, because ultimately it is our own members including those who bring such stay, alone will be the losers.** Members are requested to have a holistic approach and visualize the macro aspect, as therein lies our own well being. Another pertinent point in this regard is that with Cadre Restructuring there will be enough posts in the grade of ITO and ACIT, to cover all officers whose Seniority will be undergoing a change, due to implementation of Hon'ble SC judgment in the case of NR Parmar.

3. All the officers who are to be promoted as ACIT, are requested **to give their options at the earliest** and Leadership of all Units are requested to ensure that their CCIT (CCA) forward these options on or before 06-05-2013 to ensure timely release of promotion & posting orders. Besides, they are also requested to collate a list of officers from their region with their posting preferences with grounds such working spouse, education etc. and send it to CHQ, for follow-up with the Board.

4. Some of our members have vented their feelings against suspension of the agitation only on announcement of DPC date for ITO to ACIT for 2012-13. At this juncture, we wish to clarify that criticism is always welcome, as it displays vibrancy of our organization and signifies that all decision/action will be judged at the altar of expediency and sufficiency, that are essential for ensuring against any trace of complacency.

5. Status on other issues of the 11 point Charter of Demand and strategies towards its resolution, is bared here below, for the information of our members and also to elicit their valuable suggestions. Every member is requested to route their suggestions, through their respective Units, for affording a proper collation :

**a. Regularisation of Ad-hoc JCIT & consequential promotion to ACIT**

It is gathered that the CBDT's reference to DOPT and DOLA has been duly answered and Board has been advised to seek the opinion of ASG before taking any action, as the matter is sub-judice before Supreme Court due to SLP filed by some DR IRS Officers of 2002 & 2003 batches against Order of Hon'ble Delhi HC.

ITGOA will continue to pursue the matter both legally and with CBDT, by highlighting the consequential ACIT vacancy. But, the real benefit i.e. Promotion of ITOs against the consequential vacancy will be possible only after finalization of All India Seniority List of ITO.

**b. All India Seniority List of ITO promoted after 18-06-2001**

Importance of finalizing All India Seniority List needs no over-emphasis because without this no promotion is possible hereafter. It is gathered from CBDT that so far information has been received from 16 regions and the same is pending from UP (East) and Delhi. Leadership of these Units is urged to put pressure on their CCIT (CCA) so as to comply with this requirement, immediately.

The judgment of Hon'ble SC in the case of NR Parmar will affect finalization of All India Seniority List of ITOs, subject to assigning of correct vacancy year to Direct Recruit Inspectors and determining correct relative seniority with PR Inspectors and consequent finalization of correct seniority of ITOs in each region will have to be determined on priority and in a time-bound manner. Every Unit Leadership will have to take personal interest in this matter to finalize the seniority. As suggested in the Secretariat Meeting held on 12-04-2013, ITGOA will impress upon CBDT to issue uniform guidelines in this regard, to avoid any further litigation on the matter. A letter will be sent to CBDT separately.

**c. Laptops & Data-card to AO/PS & Sr PS**

CBDT has assured that the functional justification as per ITGOA for providing Laptops and data card to AO/PS & Sr PS, will be considered in right earnest and a suitable decision will be taken shortly. ITGOA assures to persist with this demand, unless its resolution.

**d. Upgradation of Pay-scale of AO-III & PS**

On the organization front, the demand will be continued to be raised, despite the Board's stand that these grades are common for entire Central Govt. Service and Dept. of Expenditure did not accept the CBDT's proposal there cannot be a separate dispensation for IT Dept. The matter will also be taken-up under COC (Revenue) and CCGGOO for putting pressure on the Govt. through Service Associations of Officers of all Central Govt. Departments.

On the legal front, CAT (PB) has dismissed the OA filed by Shri Zamir Khan, PS from Ujjain & ors, the OA filed by ITGOA in the name of Ms. M. Goswami & ors is still pending and will be pursued. Thereafter, scope for follow-up in High Court will be explored and pursued. ITGOA assures its AO & PS members that their Pay-scale issue will be pursued both legally & organizationally. **Inclusion of this in our Charter of Demand is a part of our strategy for keeping the matter alive & to put pressure on the CBDT for an effective resolution.**

**e. Promotion of ACIT to DCIT**

The issue of 2008 batch officers who were left-out in the promotion effected on 01-01-2013 has been duly taken-up with Board/HRD and it is assured that DPC will be held on 01-05-2013 and the orders will be issued thereafter. Further, the fact of non allotment of Civil Code numbers to some DR IRS Officers who have rendered technical resignation after joining service which resulted in denying some PR IRS Officers not being equated with same batch and depriving them DC promotion with the same batch has been duly highlighted to CBDT/HRD and it has been assured that the matter will be resolved shortly. As regards delayed promotion of 2006 & 2007 batch, the CBDT has sought DOPT's approval for a one-time relaxation for ante-dated promotion, which is still pending. ITGOA assures to take necessary action in the matter organizationally and if required legally.

**f. Year of Induction in IRS Rules 1988**

Consequent to stiff objection from ITGOA, the proposals is put on hold. ITGOA will continue to persist with its objection to ensure that its members are not disadvantaged in any manner. Finally, we are also geared-up to fight any sort of injustice or partial dispensation, both

legally (in CAT/Court) and organizationally, by taking it up with DOPT and other higher authorities. Here, members may note that ITGOA's objection has already been sent to Director-DOPT, UPSC, RS & MOS (F).

**g. Finalise IRS Civil List**

It is known that HRD is in the final stages of compiling the IRS Civil List and the same will be published shortly. ITGOA assures that it will be vigilant in this regard, to ensure that no harm is done to the seniority of its members, as per the extant rules. Further, in case any member gets any information in this regard, the same may be passed on to CHQ.

**h. Anomalies in All India Transfer of ACIT/DCIT/JCIT**

The problems due to cross-country transfers i.e. NWR/Mumbai/Delhi to TN/WB have been highlighted to Chairperson and Member(P), CBDT during the informal discussions, after the suspension of agitation and it has been assured that maximum efforts will be made to redress the grievance and also ensure that such transfers are avoided in future.

The Unit leaders are once again to compile a list of such grievances, grade-wise i.e. ACIT/DCIT and JCIT and forward it to CHQ, within 3 days, so that a consolidated list can be submitted to the Board.

**i. Cadre Restructuring**

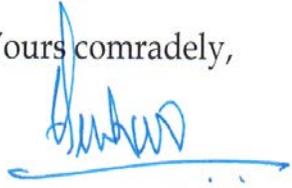
As already stated, the proposals is now referred to Group of Ministers with a time-frame of 3 weeks and with the recommendation of GoM, it will be placed before the Union Cabinet, for approval.

**j. Adequate support staff to member officers**

CBDT is seized of the staff shortage in the field formation and has assured to take necessary steps to alleviate the problem. Further, the ensuing Cadre Restructuring will address the perennial problem as substantial number of new posts in Group 'C' has been proposed.

7. Leadership of all Units are requested to give wide publicity to this circular and collate the views/suggestions of their members, discuss the same in their Executive Meeting and then forward a codified version of it.

**LONG LIVE ITGOA ; LONG LIVE OUR UNITY ; LONG LIVE ITGOA**

Yours comradely,  
  
( A.Sitarama Rao )  
President