



I.T.G.O.A.
ZINDABAD

Income Tax Gazetted Officers Association

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Date: 17th April, 2017

To

**The Chairman,
Central Board of Direct Taxes,
New Delhi.**

Sir,

Sub: Removal of stagnation in the cadre of ITO - Promotion from ITO to ACIT – implementation of NRP decision-regarding.

Kindly refer to the letter dated 5th April 2017 addressed to the Revenue Secretary and a copy endorsed to you on the above mentioned subject. By this date, the decision of the hon'ble Gujarat High Court was not available. After examining the contents of the order dated 4/04/2017 and in the present set of circumstances relating to issues involved in the uniform implementation of NRP across the country in the cadre of ITO, it is all the more important to hold DPC for RY 2016-17 for promotion of officers in the cadre of ITO to ACIT on ad hoc basis.

We would again like to highlight the fact that the various courts are interpreting / deciding the modalities of implementation of NRP differently e.g. Guwahati CAT has ordered prospective implementation of NRP in NER region and quashed the list of Inspector / ITO prepared by Pr CCIT, NER for which no further action has yet been taken by Pr CCIT, NER / CBDT. In the circumstances, it is imperative to file TRANSFER PETITION in all the pending litigation in the matter relating to implementation of N R Parmar decision to a centralized Court like Delhi High Court / Hon'ble Supreme Court for a consistent and uniform approach of the court making it possible for the Department to implement the decision of the court.

We would like to bring to your kind attention, the pressure under which the Assessing Officers are forced to discharge their duties presently also for the reasons of holding ADDITIONAL CHARGES because of the vacant positions in the cadre of DCIT/ ACIT.

Accordingly in the current situation, we request you to

- to convene ad hoc DPC for RY 2016-17 after seeking immediate relief from the court, by appointment of ASG / a senior designate to show the administrative exigencies

- to draw panel for RY 2017-18 in a time bound manner (the due date has already lapsed)
- to file TRANSFER PETITION in all the pending litigation in the matter relating to implementation of N R Parmar decision to a centralized Court like Delhi High Court / Hon'ble Supreme Court

Thanking you,

Yours sincerely,



(Bhaskar Bhattacharya)
Secretary General

Copy to:

The Member(P&V), CBDT for information and necessary actions.