



I. T. G. O. A.  
ZINDABAD

# Income Tax Gazetted Officers' Association

*President*

**AJAY GOYAL**

(09013853783)

ajoygoyal@gmail.com

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*Secretary General*

**BHASKAR BHATTACHARYA**

(08902198888)

secgenitgoachq@gmail.com

Date: 08<sup>th</sup> June, 2017

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

Respected Sir,

**Sub: Discrepancies observed in the Draft 22<sup>nd</sup> IRS Civil List circulated by HRD – regarding.**

The office of the Pr. DGIT (HRD), New Delhi presently is engaged in the preparation of the 22<sup>nd</sup> Civil List of IRS officers and a Draft Civil List has been published grade-wise on different dates, the latest on 08.03.2017, inviting correction/ change from the officers concerned.

2. On perusal of the latest Draft List published on 08.03.2017, it is found that in respect of the IRS officers of 2013 Batch onwards, i.e. 67<sup>th</sup> to 70<sup>th</sup> Batch of DRs and corresponding PR officers of the years 2013, 2014 & 2015 Batches, the names of DR and PR officers have been listed separately, without interspacing them in the ratio of 1:1 following the Rota Rule i.e. Rotation of PR & DR Officers in the ratio of 1:1 as per the ratio of their recruitment. It was also mentioned at Para 2 (c) of the forwarding letter HRD/PMD/Civil List/401/1/2016-17/ 9608 dated 08.03.2017 that *“It is further to clarify that in the case of IRS officers of 2013 Batch and onwards, their placement in the Civil List will be considered as per the extant rules.”*

3. But it is not clear from either the forwarding letter or the draft Civil List, as to which rule is being referred for the purpose. Besides, there is no reason why Promotee Officers of the years 2013, 2014 & 2015 are not rotated in the ratio of 1:1 with the corresponding DR Officers as has been done by the CBDT for all the earlier batches.

4. We draw your kind attention that this issue went up to Supreme Court and recently Hon'ble Apex Court affirmed the view of the Delhi High Court that the Civil List is the seniority list and the SLP No. 21339 of 2012 filed by some DR officers was dismissed on 01-03-2017.

5. Sir, the immediate fall-out of the above said litigation was hindrance to timely promotion to the grade of JCIT (JAG Grade) on regular basis from 2000 batch to 2007 batch and delay in granting them NFSG with consequent financial loss. Now, the promotion of 2008 batch is itself

uncertain, as DoPT has expressed its unwillingness to give any relaxation for Ad-hoc promotion and regular promotion of 2008 batch cannot be even thought of before regularising the Ad-hoc promotion of 2005 to 2007 batches.

6. Many other aberrations have been noticed in the list which needs to be amended, few of them are highlighted below for reference:

- Sr No 371 (Civil Code No. 02515) is wrongly listed below Sr No 370 (Civil Code No. 02016)
- Sr No 378 (Civil Code No. 02521) is wrongly listed below Sr No 377 (Civil Code No. 02021)
- Certain Officers have not been allotted Civil Code e.g. Sr No. 792, 793, 976
- Sr No 752 (Civil Code No. 05563) is wrongly listed below Sr No 351 (Civil Code No. 05063)
- Sr No 786 (Civil Code No. 05504) and Serial no. 787 (Civil Code No. 05506) are wrongly listed below Sr No 785 (Civil Code 05106)
- From 794 to 819 (Civil Code 05512 to 05581) all PR are bunched together instead of rotation with Dr officers from Serial number 680 to 723 (Civil Code No. 05001 to 05050)
- Sr No. 752 (Civil code No 05563) placed below Sr No 726 (Civil code No. 05608)

7. On a comprehensive consideration of the facts and circumstances and also various DOPT OMs and also the consistent stand taken by the CBDT before Hon'ble Delhi High Court which has been affirmed by the Apex Court, your good self is requested to issue necessary directions to Directorate of HRD/Pr. DGIT-HRD for making corrections in the draft 22<sup>nd</sup> Civil List w.r.t relative seniority of PR ACIT of 2013, 2014 & 2015 and DR Officers of 67<sup>th</sup>, 68<sup>th</sup> & 69<sup>th</sup> Batch of IRS and also the cases similar to the instances highlighted in para 6 above.

8. You are also requested to issue directions to consider, all individual representations on its merits before finalisation of 22<sup>nd</sup> Civil List, so as to avoid any further litigation in the matter, which is bound to sap the energies of the field officers, which can be better utilised in Revenue collection efforts of the Department.

Thanking you,

Yours sincerely,



**(Bhaskar Bhattacharya)**  
**Secretary General**

**Copy for information and necessary action to:**

- Member (P & V), CBDT**
- Pr. DGIT (HRD), CBDT**