



I. T. G. O. A. ZINDABAD

INCOME TAX GAZETTED OFFICERS' ASSOCIATION

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Draft Minutes of Secretariat Meeting of ITGOA held on 28.04.2015 at New Delhi

In pursuance of the notice dated 16-04-2015, the secretariat meeting of ITGOA, CHQ was held on 28-04-2015 in the Income tax office, E-2 Block, Civic Centre, New Delhi to transact the items as per following agenda mentioned in the notice:

- 1) To discuss & review the actions taken as per the decisions of MCM at Indore, Madhya Pradesh, held on 23rd & 24th of February, 2015;
- 2) To discuss the course of action to be taken for promotion to the cadre of ACIT;
- 3) To discuss the implementation of the Judgment in the case of Union of India vs. N.R.Parmar in different regions;
- 4) To discuss and decide the course of action on other pending issues;
- 5) Any other matter which may be brought up with the permission of the chair.

The meeting was presided by Com. Ajay Goyal, President, ITGOA. Following office bearers and members of the CHQ attended the meeting:

1. Com. Amitava Dey, Vice President
2. Com. Bhaskar Bhattacharya, Secretary General
3. Com. Aravind Trivedi, Addl. Secretary General
4. Com. Shailendra Lodha, Joint Secretary
5. Com. Srikant Pandey, Asstt. Secretary
6. Com. Mohnish Sood, Asstt. Secretary

7. Com. Raghvendra Singh, Treasurer
8. Com. Satish Bhalla, Zonal Secretary, North
9. Com. Vijay Bhaskar, Zonal Secretary, Central
10. Com. S.K.Pandey, Zonal Secretary, East

Besides, the following comrades were also present in the meeting:

1. Com. Kannan, General Secretary from T & P unit.
2. Com. Bhagat Singh, General Secretary from Delhi unit.
3. Com. O.P. Sinha, Chairman, the Committee formed to facilitate promotion with his team.
4. Comrades from UP (West) unit and NWR unit.

At the outset, the President welcomed everybody present in the secretariat meeting. He briefed the present status and the progress with respect to next DPC for the ACIT cadre. The President then asked Com. Bhaskar Bhattacharya, Secretary General to first brief the house on developments on various pending issues and then initiate the discussion on the agenda items. The Secretary General proposed to take up the issues agenda-wise. He also expressed that the issue of pending DPC in the cadre of ACIT was the most crucial among the issues and needed threadbare discussion before meeting with ITEF, our JCA partner, after the Secretariat Meeting was over. He briefed the house as under:

Regularization of 2002 Batch:

It is reported that the regularization in the cadre of JCIT is getting delayed due to deficient APARs and/or the requisition of files of upgraded APARs from various regions. CBDT, as pursued by ITGOA, tried to convince UPSC to hold DPC for rest of the cases whose dossiers were complete, but UPSC denied to do that and the file was returned by the UPSC several times on account of both of these. ITGOA is pursuing the matter on regular basis.

NFSG to 2001 Batch (left out officers):

As we are aware though ITGOA was able to convince CBDT to grant NFSG to the bunched portion of one R.Y. along with the 1:1 portion of the same R.Y., still 25 officers of 2001 batch, all of whom are our members, could not be granted so due to incomplete APARs. In spite of all our efforts, only 7, out of 25, completed APARs could be collected till date. We are trying to get another 3-4 complete APARs atleast to request the Board to hold screening committee meeting to grant NFSG to these officers.

IRS Recruitment Rules:

It is reported that IRS Recruitment Rules has been received by the CBDT finally after necessary vetting by the UPSC and Ministry of Law and Justice. The Hindi version of the same is yet to be received. Hence, it may take another 15/20 days for notification. It is reiterated that due to timely intervention by the CHQ, most of the concerns relating to our members are taken care of.

Implementation of NR Parmar case:

It is informed that despite of assurances from the most of the units in MCM, Indore that the implementation of the Judgment of Hon'ble Supreme Court in this case will be over by end June, 2015, the CHQ has not received any progress report from any unit till date. It is stated by the Secretary General that the work has to be completed in time bound manner and so he proposed that the Zonal Secretaries has to take up the stock of the progress after making visit to the respective units of their region and report the CHQ on developments and hurdles, if any. It is further proposed and unanimously accepted that the expenses relating to visits of Zonal Secretaries to the regions will be borne by the CHQ. A meeting with the Zonal Secretaries on implementation of NRP will be held on 31/05/2015 with the CHQ at New Delhi. After getting feedback from the Zonal Secretaries, the CHQ will take up the issue with the CBDT, if required, in appropriate cases.

Promotion from DCIT to JCIT and STS with retrospective date for 2006 & 2007 Batch:

We are aware of the fact that promotion from ACIT to DCIT for the above two batches were delayed by 1 year 7 months and 10 months respectively. As was decided in the QRM dated 11-02-2015, the CBDT requested DoPT to allow retrospective effect of DCIT promotion of these two batches from the 1st of January when they were due for it along with an undertaking of not being late in holding DPC in future. But the DoPT has negated the request and suggested to request for relaxation in mandatory stay in STS for the promotion in JAG. In such a scenario, it is proposed by the Secretary General that ITGOA should pursue the Board to request DoPT for maximum relaxation in the mandatory stay in STS for the promotion in JAG for these two batches so that the loss they suffered can be compensated. The Meeting accepted the view.

Promotion of 2010 Batch to DCIT:

Most of the officers of this batch were promoted as DCIT on 01-01-2015 barring 78 officers due to deficient APARs. The CHQ has persuaded the CBDT and another order for 47 officers was passed subsequently. But still 31 officers have not got the promotion mainly on account of deficient APARs. We are trying for completion of deficient APARs fast and hope that the order will be passed soon.

Promotion from A.O. grade-III to A.O. Grade-II:

Com. President has raised the issue from Delhi Region that almost 50% of posts in the grade of A.O. Grade-II is vacant in Delhi charge due to none availability of eligible officers as the retention period is 3 years for promotion from A.O. Grade-III to A.O. Grade-II. He has requested for collection of status report on this issue from all the units within May, 2015 so that the issue for relaxation in retention period may be taken up with the Board. Com. Secretary General requested Com. Amitava Dey, Vice-President, to prepare a note on this issue to be circulated to all the units for collecting requisite data.

Grade pay for AO/PS:

We are aware that the issue is sub-judice and next date for hearing is 29/05/2015. As the case is scheduled for final hearing, the CHQ has requested O.P.Sinha Committee to see that the case can be heard in the Hon'ble Court on that date.

Infrastructural facilities to A.O/P.S:

Com. Secretary General has invited the attention of the House towards non-availability of basic minimum infrastructural facilities for A.O.s/P.S.s at most of the stations. It is decided that the CHQ will collect data on this issue from all the units and impress upon the CBDT for issuance of suitable directions to Pr. CCIT's of the respective regions.

All india Transfer and Posting of IRS officers:

Com. Secretary General requested Com. Arvind Trivedi to brief on this issue. Com. Trivedi stated that it became the practice that the officers had to stay out of their home-states practically for 3 years once transferred out. But ITGOA pursued to count the period of cooling off for two years from AGT to AGT in the QRM dated 11-02-2015, which was agreed by the CBDT. Following this agreed upon principle, the recent transfer orders of ACIT transferred back all the officers who were sent out of their home-stations in AGT, 2012 and AGT, 2013. The compassionate cases were also considered. But still, some amount of discontent relating to these orders were reported to the CHQ, especially, the cases of the officers of Tamilnadu & Pondicherry unit who were transferred to Orissa charge which included lady officers also. Com. General Secretary, T & P Unit, had stated that Tamilnadu charge itself facing acute shortage of officers in ACIT/DCIT cadre and as such transferring of officers from this charge did not make any sense. It was further informed that ITGOA had already submitted its list asking for a corrigendum order and also, the Board, for the first time, had asked for representations from concerned officers aggrieved in his/her posting. A corrigendum in this regard is expected soon.

Com. Trivedi had further informed that the Transfer & Posting orders in the grade of JCIT/Addl.CIT are in the pipeline and it was expected that the order would be passed as per policy guidelines.

7th Central Pay Commission-

It was informed that the JCM(Staff side) and its constituent organisations were already asked to produce verbal evidence before the 7th CPC and so, ITEF was asked to present on 27-04-2015. As the Memorandum of 7th CPC was submitted in the banner of JCA and not by ITEF alone, the Secretary General, ITGOA, accompanied the ITEF delegation before the Commission. The CCGGOO and its constituents, including ITGOA, will be asked for verbal evidence soon, as expressed by the Member-Secretary, 7th CPC, and the issues relating to the members of ITGOA will be placed once again before the Commission in that meeting.

Returns as per Lokpal :

It is informed that the date for filing the return has already been extended till 15th October, 2015. This issue had already been taken up from the platform of the CCGGOO and JCM(Staff side). After discussion it was decided to take up this issue with the Group "A" Service Associations collectively.

Attendance through Biometric System:

This issue was taken up with the Chairperson, CBDT, by the Central JCA. Though she agreed with the sentiment expressed by JCA but had shown her inability to do anything in this regard. ITGOA has already taken up the issue with larger platform like CCGGOO and JCA(Staff side). The meeting decided to pursue it.

Issue relating to Laptop:

It is informed that the CBDT has already come out with a Laptop Policy according to which the cost of laptop will be calculated at depreciable value following Straight Line Method @ 25% per annum. It is needless to say that the cost of almost all the laptops issued earlier has reduced to nil. It is further informed that provision for laptop to the new ITOs and the replacement of old laptops are in process in DoE.

Issue relating to un-toward incident happened in Lucknow Charge:

Com. Secretary General briefed the house that an untoward incident had taken place at Lucknow charge primarily due to mistaken identity of some outsiders inside the office premises. However, the revengeful attitude of the investigating agencies after the incident was creating hurdles for our members to perform their normal office-duties. It was further informed that the issue was taken up by Central JCA with the CBDT to ensure conducive atmosphere for the officers/employees to work in Lucknow office. The JCA also requested to post one regular Pr.CCIT to UP(E) charge for better co-ordination. The meeting decided and empowered the President/Secretary General of ITGOA to decide in the JCA meeting whether any immediate agitation was required to boost up the morale of the officers/officials of UP(E) charge.

Holding of Next Managing Committee Meeting :

The NWR Unit has proposed for hosting the next MCM of ITGOA at Chandigarh in the month of July, 2015. The House unanimously accepted the proposal.

Issue relating to promotion to the cadre of ACIT:

It was reported by Com. Secretary General that there was almost 900 vacancies in the Cadre of ACIT/DCIT which was more than 30% of the cadre strength. The MCM, Indore decided and directed the CHQ for a three-fold initiative, to fulfil these vacancies:

- i) The implementation of NR Parmar Judgment was to be taken up in right earnest and expeditiously. All the Units were requested to complete the job of implementation of NRP at regional level by 30-06-2015. But as the frustration of our members waiting for a due promotion for 14 years now had reached sky-high, the MCM decided to ask the Board for immediate promotion in the cadre of ACIT subject to further revision of seniority as per NRP.

The meeting decided to depute the Zonal Secretaries, CHQ, to visit the Units under their jurisdiction and find out the status of NRP implementation and the CHQ will act wherever necessary.

- ii) The issue of dividing the promotion in the cadre of ACIT, arising out of CRC, in five consecutive years was to be fought with all sincerity.

The CHQ was able to meet the Cabinet Secretary, Revenue Secretary, MoS(Finance) and Shri Yaswant Sinha, the former Finance Minister, on this issue. These meetings were arranged by the O.P.Sinha Committee constituted for the purpose. Detailed note on our demand of allowing all the promotions at one go converting the DR quota to PR quota, if required, to fill up the vacancies in ACIT was placed before all of them. We are also trying consistently to meet the Hon'ble FM on the issue. CHQ is required to continue the effort.

- iii) In relation to the promotion, the deficiency lists of 2000-2001 & 2001-2002 batches and 2002-2003 & 2003-2004 batches were uploaded and all the Units were taking effort to complete it. But the crucial issue of determining the year-wise vacancy for promotion is yet to be addressed. A number of 180 officers were promoted as ACIT in R.Y. 2013-14, but no proper calculation of vacancy was done at that time to arrive at the correct figure of available vacancy for promotion. As the dossier was already sent to UPSC, the current CHQ decided not to delay the process of promotion calling it back. Subsequently, the CHQ demanded the correct calculation of vacancy for R.Y.s 2013-14, 2014-15 and 2015-16 and fill up rest of the vacancies in R.Y. 2013-14, if any, by way of subsequent DPC. Also, the vacancies of R.Y.s 2014-15 and 2015-16 are to be filled up for both CRC and regular vacancies immediately. It was felt that the Board was inclined to consider the arbitrary figure of 180 for the promotions in R.Y.s 2014-15 and 2015-16 also, without any proper calculation of vacancy following the extant rules of Govt. of India. Though the issue was discussed in the QRM dated 11-02-2015 and decided to finalize the vacancy soon, the matter is still pending even after 3 months of frequent persuasions by ITGOA and JCA.

In such a scenario, the meeting decided that the arbitrary figure of 180 for promotion against the vacancies of R.Y.s 2014-15 and 2015-16 could not be accepted by ITGOA. The meeting demanded for proper and correct calculation of vacancies to fill up all the left-out vacancies of 2013-14 and the entire vacancies of

2014-15 & 2015-16. The meeting also decided to launch Lunch Hour Demonstration on 12-05-2015 under the banner of JCA on the issue of immediate promotion from ITO to ACIT and a few more promotional issues of ITEF, as decided by JCA.

The meeting ended with thanks to the Chair.