

**GOVERNMENT OF TELANGANA
COMMERCIAL TAXES DEPARTMENT**

From
G.Phaneendra Reddy, B.Tech
Joint Commissioner (ST)
Secunderabad Division: Hyderabad

To
The Joint Commissioners (ST) of
Abids, Begumpet, Charminar, Punjagutta,
Saroonaagar Division.
AJC(ST) of Secunderabad and Punjagutta
Divn.

Rc.No: A2/16/2017-2, Dated:- 20-04-2019

Sir/Madam,

Sub: P.S.C.T.Dept-Secunderabad Nodal Division-Preparation of Seniority lists of ACTOs Panel Years 2012-2013 and 2013-2014-Show cause notice-issued- Objections called for-Request for Communication –Forwarding –Show Cause notice put in C.T.D.Portal-Objections received-Finalized-Orders issued-Request for Communication-Reg.

Ref: 1. DC(CT)Secunderabad ref.A2/14/2012 dated 14-5-2015
2. CCT's ref.C/DX4/434/2015 dt.9-12-2015.
3. DC(CT)Secunderabad ref.A2/14/2013 dated 11-3-2016(Revised proceedings including Sri.B.Poornachander Rao,(ACTO)
4. DC(CT)Secunderabad ref.A2/14/2013 dated 23-6-2016 (Revised Proceedings in respect of Sri.P.Jaganmohan Rao ACTO(ST)
5. CCT's ref.C/DX/197/2016 dt.29-09-2016.
6. CCT's ref.C/DX2/894/2017 dated 14-7-2017
7. JC(ST)Secunderabad division Show Cause notice A2/16/2017 , dated 7-10-2017
8. JC(ST) Secunderabad division proceedings no.A2/16/2017-1 dated: 13-02-2019.

I enclose herewith the Proceedings regarding Seniority List of Assistant Commercial Tax Officers of Secunderabad Nodal Division, Hyderabad for the ACTOs Panel Years 2012-2013 (01-09-2012 to 31-08-2013) and 2013-2014 (from 01-09-2013 to 31-08-2014) (Reference 8th cited). I request you to communicate the Proceedings among your Deputy State Tax Officers (Assistant Commercial Tax Officers) and display the same on Your Office Notice Board without fail.

Further, I request you to see that the required number of copies of the Proceedings sent to you through e-mail got printed and serve the same to all the candidates.

Yours faithfully,
Sd/-
Joint Commissioner(ST)
Secunderabad Division, Hyderabad.

Copy submitted to the Commissioner (CT)T.S.Hyd.
Copy submitted to the Addl. Commissioner(CT)Enforcement wing.
Copy submitted to the Joint Commissioner (CT) Computers with a request to put the orders on the C.T. Department Portal.
Copy to the STO(DCTO)(Computers) O/o. CCT, T.S,Hyd.
Copy to all the Asst.Commissioner(ST)s in Secunderabad Division, Hyderabad, with similar request.

**GOVERNMENT OF TELANGANA
COMMERCIAL TAXES DEPARTMENT**

Proceedings of the Joint Commissioner(ST)Secunderabad Division,Hyd.
Present;G.Phaneendra Reddy,B.Tech

Rc.No: A2/16/2017 -1

Dated : 20.04.2019

Sub: P.S.C.T.Dept-Secunderabad Nodal Division-Preparation of Seniority lists of ACTOs Panel Years 2012-2013 and 2013-2014-Show cause notice-issued- Objections called for- Objections received-Finalized-Orders-Issued.

- Ref:
1. DC(CT)Secunderabad ref.A2/14/2012 dated 14-5-2015
 2. CCT's ref.C/DX4/434/2015 dt.9-12-2015.
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 5. CCT's ref.C/DX/197/2016 dt.29-09-2016.
 6. CCT's refNo: C (DX2)/894/2013 dated: 14.07.2017.
 7. DC(CT)Secunderabad division SCN ref.A2/16/2017 , dated 7-10-2017
 8. J.C(ST)Chmr.E1/144/2017 dt.29-11-2017.
 9. Sri.G.Vardha Rao, ACTO,O/o.CTOSD Road circle lr.dt.8-11-2017.
 10. Smt.G.Julia,ACTO ,O/o.CTO Punjagutta circle,lr. dated 14-11-2017.
 11. Smt.P.Sreedevi, ACTO,O/o.CTO Begumbazar circle lr.27-11-2017
 12. Sri.M.Ramchander, ACTO,lr.dt.18-11-2017
 13. 13.Sri.G.B.Thippeswamy, ACTO lr.dt. -11-2017
 14. Smt.P.Sridevi,ACTO Begumbazar lr.dt.27-12-2017
 15. Sri.A.Pandu Ranga Rao,ACTO(Retired) Lad bazar circle lr.dt.27-12-2017.
 16. Sri.syed Ahmed Ali,ACTO dt.27-12-20127.
 17. Sri.A.Venkateswar Rao,ACTO lr.dt. 24 -1-2018.
 18. Sri.R.Mohan Satya Prasad,ACTO lr.dt. 16 -2-2018
 19. Sri.D.Vinod Chandra ,ACTO, &Sri.K.Ashok kumar,ACTO lr.dt. 16-2-2018.
 - 20.JC(ST)Secunderabad ref.A2/16/2018 dt.7-4-2018.
 - 21.Smt.P.Sridevi,ACTO and Sri.Syed Ahmed Ali, ACTO Lr.dt.20-4-2018.
 - 22.Smt.N.L.Padmavathy,ACTO lr.dt.24-09-2018.

The seniority list of ACTOs for the panel years 2009-2010, 2010-2011 and 2011-2012 of Secunderabad Nodal Division are finalized in the reference 1st cited.

In the reference 2nd cited, the Commissioner (CT) has integrated the seniority list of ACTOs of Zone-VI for the panel years 2009-2010. In the reference 3rd cited,, the ACTOs panel of Secunderabad Nodal Division are revised as the appeal filed by Sri.B.Poornachander Rao was allowed by the Commissioner(CT),Hyderabad . In the ref.4th cited, the ACTOs panel of Secunderabad nodal division was revised as the Government had considered Sri.P.Jaganmohan Rao, ACTO plea to include his name in the panel year 2002-2003 in the cadre of Junior Assistant with effect from 05-06-2002. Subsequently, his seniority was revised in the cadre of Junior Assistant and Senior Assistant cadres. Due to the revision, Sri.B.Manikyam who is at Sl.No.36 Cycle Point No.5 RP, Roster Point No.5-OC in the Panel year 2011-2012 was relegated from the ACTOs panel year 2011-2012.

In the reference 5th cited, the Commissioner (CT) Telangana State, Hyderabad has integrated the seniority list of ACTOs for the panel years 2010-2011 and 2011-2012.

Now, it is proposed to prepare the Seniority list of Assistant Commercial Tax Officers of Secunderabad Nodal Division, Hyderabad for the Panel years 2012-2013 and 2013-2014 (From 01-09-2012 to 31-08-2013 and from 01-09-2013 to 31-08-2014).

The following procedures/principles and Government instructions are taken into consideration for the preparation of the Seniority list of a ACTOs of Secunderabad Nodal Division, Hyderabad.

1. The Telangana State Commercial Taxes Service Rules 1990
2. Rule 33,34 and 36 of The Telangana State Subordinate Service Rules, 1996
3. Government Circular Memo no.16/Ser.A/93-99 General Administration(Services A) Department dated 21-4-1999,
4. Government Memo no.263/CT.I (2)2011, Revenue (CT.I) Department, dated 29-6-2011.
5. Government Memo no.5683/CT.I/2014, Revenue (CT.I) Department dated 11-6-2015.
6. The guidelines issued in G.O.Ms.no.187 (General Administration-Services-B) Department dated 25-4-1985.
7. The Cycle Points are filled as per the guidelines issued in G.O.Ms.No.1055 Rev(CT-I) Department, dated 23-8-2008.
8. In the 10 Point Cycle, the Cycle Point starts with (8-RP) in the panel year 2012-2013 and the 1st Vacancy arose on 31-10-2012.
9. The Communal Roster in 100 points, the Roster Point starts with No.8-ST in the panel year 2012-2013.
10. The Government of Telangana in Memo no.5683/CT.I/2014 dated 11-6-2015 had issued clarification as per Rule 36 of Telangana State and Subordinate Service Rules 1996, regarding preparation of inter-se-seniority of Direct Recruit ACTOs and Rank Promotee ACTOs and the same is followed.
11. Physically Handicapped Reservation is followed as per G.O.Ms.no.204 Revenue(CT)-I Dept dt.10-03-2010
12. All the City list vacancies are filled in the ACTOs panel year 2011-2012 as per GOMs.no.1758 dated 11-10-2011. Hence, City List quota vacancies meant for Rank Promotees exhausted during the Panel Year 2011-2012 itself.
13. ST candidates are placed at appropriate places after completion of service and qualifications as required.
14. Total Cadre strength of ACTOs of Secunderabad Nodal Division is 218.
15. During the panel year 2012-2013 (19) Direct Recruit ACTOs are allotted to Secunderabad Nodal Division. Out of (19) ACTOs, only (18) ACTOs have joined duty. They are given seniority position as per the ranking communicated by the APPSC irrespective of dates of joining and they are placed en-mass, below the name of promotee, whose date of joining is 17-12-2012 as per guidelines in Govt.Memo no.16/Ser-A/93-99 GAD Dept dt.21-4-1999. The first candidate has first joined on 17-12-2012
16. Secondly, another Group II ACTOs batch (13) ACTOs are allotted to Secunderabad Nodal division. Out of (13) Direct Recruit ACTOs only 12 ACTOs have joined duty. The first candidate joined duty on 19-6-2013. They were given seniority as per the ranking communicated by the Andhra Pradesh Public Services Commission.
17. The Rank Promotees though officiated as ACTOs, prior to 2012-2013, 2013-2014, but were not placed in the seniority list finalized upto 31-8-2012, due to non-availability of

vacancies meant for their respective slots. As such, they are placed in the panels from 2012-2013 onwards taking into consideration of seniority in feeder category and also passing of required Commercial Taxes Department Tests as per T.S.C.T.S.S.Rules. All the promote ACTOs included in this list have been placed at the slot following the Rule of Reservation and within the percentage of their representation.

18.Sri.B.Manikyam, ACTO (Retired) who is at sl.no.36, Roster point no.5-OC, in the Panel Year 2011- 2012 who is relegated from the panel year 2011-2012 is now included/placed in the panel year 2012-2013 at Sl.no 2 at Cycle Point No.9 RP at Roster Point 9- O.C in the Date of Arising Vacancy of ACTO 31-10-2012 (Date of Retirement of Smt.P.Shantha,ACTO).

All the promotee ACTOs listed in this list has been positioned against substantive vacancies meant for Promotees only.

Panel Year	Total No of Vacancies	Break up total no of Vacancies		Break up of RP Vacancies		
		Meant for DRs	Meant for RPs	OCs	SCs	STs
2012-2013	32	9	23	18	2	3
2013-2014	24	7	17	12	4	1

Thus, the persons placed in the panels as shown in the Annexure-I to this show cause notice may file their written objections if any within fifteen days from the date of issue of this notice (This notice is being kept in the Departmental portal (www.tgct.gov.in) also. Failing which, it will be construed that they have no objections to file against the proposals made herein and orders, as may be deemed fit, would be passed, without any further notice in the matter. The Assistant Commercial Tax Officers not adjusted in the 2012-2013 and 2013-2014 are shown in the Annexures -II appended to this notice.

The show cause notice shall be subject to the outcome of SLPs/ O.As/WPs pending, if any, before the respective Appellate Forums, Authorities etc.

Accordingly, a Show Cause notice was issued in the reference 7th cited, and sent to the Deputy Commissioner (CT)s, Abids, Begumpet, Charminar, Punjagutta Divisions, The Appellate Deputy Commissioners (CT) Secunderabad and Punjagutta , Additional Commissioner(CT) ,Enforcement Wing and the Commercial Tax Officers(CT) of 10 circles of Secunderabad Division, Hyderabad and requested to communicate the seniority Show cause notice of ACTOs for the Panel Years 2012-2013 and 2013-2014 of Secunderabad nodal division, Hyderabad among ACTOs of their Division/Circle Office and to display the said notice on their office notice board.. Further they were requested to forward the objections filed by the ACTOs to this office.

The Joint Commissioner(CT),Computers, Office of the Commissioner(CT) Telangana State, Hyderabad has put the said Seniority Show Cause notice dated 7-10-2017 in the C.T.D.Portal on 31-10-2017.

The objections filed by the ACTOs for the proposed Seniority list Show Cause notice are as follows:

The Joint Commissioner (ST) Charminar division, Hyderabad has forwarded the objections to this office as under:

1.Sri.G.B.Tippeswamy, ACTO,N.S.Road circle

The ACTO has filed a letter stating that he has been appointed as Typist through APPSC during the year 1990 against Physically handicapped quota and joined in this department on 12-3-1990 and subsequently promoted as ACTO during the year 2014 and reported to duty as

ACTO on 1-3-2014. He stated that his name is reflected in the list of ACTOs not adjusted upto panel year 2013-14 as on 7-10-2017 at sl.no.63 (seniority sl.no.14-C) against (PH). He further stated that while finalizing the panels of ACTOs, the names of Sri.T.Ravinder Reddy at Sl.No.(3) Communal Roster Point 56 (OC)(PH) for the panel year 2010-11 and Sri.D.Uday Bhasker Sl.no.38 Communal Roster Point No.6 (OC)(VH/OH)) for the panel year 2011-12 have been given places against (O.H/VH) points by considering their representations. Hence, he requested that while finalizing the panel list of ACTOs his case may be considered to place his name against OH at Roaster Point No.56 (OC) (OH) for the panel year 2013-14 .

Reply:

Sri.G.B.Thippeswamy, ACTO N.S.Road circle was appointed as Typist through APPSC against Physically handicapped quota and reported to duty on 12-3-1990 and subsequently, promoted as Senior Assistant and ACTO.

While finalizing the panels of ACTOs for the panel years 2010-2011 and 2011-2012, the names of Sri.T.Ravinder Reddy and Sri.D.Uday Bhasker were adjusted against 56(OC)(PH)(OH) and 6-(OC)(PH)(VH) according to their Seniority Serial Numbers in the cadre of Senior Assistant, and in Rank Promotee quota of 10-Point Cycle.

His request to place him against OH at roaster Point 56-OC-PH for the Panel Year 2013-2014 can not be considered as the Roster Point no.56(OC)(PH)(OH) is meant for Direct Recruit Quota. Hence, his request is not considered.

2.Smt.P.Sreedevi,ACTO,O/o.CTO Begumbazar circle, Sri.A.Pandu Ranga Rao,ACTO(Retired) Lad bazaar Circle, and Sri.Syed Ahmed Ali, ACTO.

Smt.P.Sridevi,ACTO, Sri.A.Pandu Ranga Rao,ACTO(Retired) and Sri.Syed Ahmed Ali, ACTO have filed similar objections precisely to the effect that the DR ACTOs who have joined on 17-12-2012 were not shown at their Roster points 1,4,6 of Ten point Cycle prescribed in the T.S.C.T.S.S.Rules in the panel years 2012-13 and 2013 - 2014 as per the list communicated by the APPSC.

Secondly, they stated that the DRs have not joined duty before the commencement of the Panel Year and their Probation not commenced and completed and not Passed the Departmental Tests.

Thirdly, they stated that Rank Promotees like them would get their seniority over the Direct Recruits since DRs are appointed temporarily under Rule 10(a) of the State and Subordinate Service rules, 1996.

Fourthly, they contended that as per the State and Subordinate Service Rules 1996, DR ACTOs who were appointed in initial cadre and not before the panel Year 2012-2013 i.e. before 1-9-2012 and not commenced Probation Period and Qualified for Promotion Post were not eligible for Seniority List and authoritative list under Rule 8 of State and Subordinate Service Rules 1996 for the said Panel year 2012-2013. In support of their contentions, they relied on Rule 2 (21),24,25,5(a).6(a),8, 10,21 of A.P.State and Subordinate Service Rules, 1996.

The ACTOs have requested for personal hearing.

As per the request of the (3) ACTOs, Smt.P.Sridevi, Sri.A.Pandu Ranga Rao, Sri.Syed Ahmed Ali, a Notice was issued in the reference 19th cited directing them to appear in person on 20-04-2018.

The (2) ACTOs, Smt.P.Sridevi and Sri.Syed Ahmed Ali have appeared before the Joint Commissioner(ST), Secunderabad division, Hyderabad on 20-4-2018 for Personal Hearing and filed written objections dated 20-04-2018 and also submitted a copy of judgment rendered by

Hon'ble Supreme Court of India in civil Appeal No.2368/2011 for implementation against SC&STs promoted under reservation policy (who were junior to them.)

Reply:-

The above objections have been carefully examined with reference to rules, orders of the Government and the Case law.

All the appointments of Direct Recruit ACTOs in the Panel Year 2012-13 were against Carry Forward Vacancies arose for them in different previous Panel Years in their Quota as per Ten Point Cycle envisaged in the Telangana State Commercial Taxes Subordinate Service Rules, 1990, as amended from time to time. Since, the appointment of Direct Recruit ACTO would be against Carry Forward Vacancy in the Permanent Cadre Strength, the same would be sustentative one. As such, the Regularization or Commencement of Probation of the DR ACTO would be from the Date of Joining not with-standing the commencement Date of the Panel Year. It is this date that governs the seniority in the cadre of ACTO in terms of Rule 33(a) of the T.S.S.&S.S.Rules,1996.

Further, as per the Government Circular Memo no.16, dated 21-4-1999, the rota- quota Rule is applicable only for the purpose of recruitment and not for the purpose of determining the inter-se-seniority of incumbants. In this circular memo at Para 14(a),(b) and (c) it is held as under:

a)For determining the seniority of the employees, the Provisions contained in General Rule 33 of A.P.S.&SS Rules shall be followed.

b)the seniority of a DR is to be determined only from the date of his/her joining duty but not from the date on which the vacancy ear marked for a DR arose.

c)If an employee is promoted to the Post ear-marked for a DR, his Probation shall not be commenced from the Date of his appointment into the slot ear-marked for DR, but, shall be reckoned only from the date on which he would have occupied the vacancy meant for Promotee.

Further, the above Circular held that the seniority of the D.R.must be from the date of his appointment. Further, an appointee would become a member of service in the substantive capacity from the date of his appointment only, if the appointment was made according to Rules and Seniority would be counted only from that date. Further, the Hon'ble High Court in W.P.NO.185960 of 2009 dated 16-4-2010 while referring the earlier Judgment of Hon'ble Supreme Court in the Case of Sri.P.Mohan Reddy reported in AIR 2001 SC(1210) held that the seniority of DRs shall be reckoned from the date of his joining duty while maintaining the ranking assigned by the Recruiting Agency.

The Promotees are entitled to reckon the seniority from the date of appointment in the quota meant for them.

As the DRs joined on 17-12-2012 against the Carry Forward Vacancies in their quota of the previous Panel years, the DR ACTO is deemed to have been appointed as ACTO on substantive or Regular basis. As such, his Regularisation or Commencement of Probation in the cadre of ACTO would be from the date of appointment (joining) on regular basis.

Regarding Rank Promotees, any Officiating period as ACTO, on adhoc basis prior to this date by the individual would not count for seniority. Since, the date of joining or commencement of Probation or Regularisation of DR ACTOs being earlier to the above individuals, by no stretch of imagination, the said individuals can seek seniority over the DRs in the Panel year 2012-2013.

All the general Provisions cited by the individuals in support of their case have no relevance for fixing seniority in terms of rule 33(a) of T.S.S&SS Rules,1996, in the light of the above settled position.

In view of the above, all the objections of the individuals are un-sustainable, being devoid of merits and accordingly rejected.

The further objection is also carefully examined with reference to the record and orders of the Government relating to SC/ST candidates in the matter of their promotions with consequential seniority in the cadre in Government Services as per G.O,Ms.no.26 Social Welfare (ROR1) Department dated 20-02-2009. The Rule of Reservation shall be implemented with consequential seniority in favour of SC/ST candidates in promotions in all category posts in all State government Departments with immediate effect. Further, the Rule 22 of APS&SS Rules were amended in favour of reservation in promotion which is still in existence.

Further, the Hon'ble Supreme Court of India in special Leave to Appeal © No.28306/2017 dated 5-6-2018 amended in this matter as under;
“ Heard learned Counsel for the parties, Learned ASG has referred to order dated 17-5-2018 in SLP © No.30621 of 2011.

It is made clear that the Union of India is not debarred from making promotions in accordance with law, subject to further orders, pending further consideration of the matter.”

In view of the orders of Hon'ble Supreme Court of India, the Government order is still in force and this Government order mentioned supra not the subject matter of the judgment referred by the individual who filed the objection.

As long as this Government order exists and Rules not amended, consequential seniority has to be extended in favour of SC/ST candidates in promotions.

Thus, the objections of the individuals do not survive on this count also and accordingly rejected as devoid of any merits.

As such all the SC/ST candidates rightly proposed in the panel year 2012-13 and 2013-2014 of ACTOs of Secunderabad nodal division are confirmed.

3. Sri.M.Ramachander, ACTO,O/o.CTO, Osmangunj

The ACTO has filed a letter dated 18-11-2017 stating that he has been selected as ACTO under Physically handicapped Hearing Handicapped quota . In the show cause notice, it has been mentioned against his name as PH (OH) and requested to rectify the same.

Reply:

The request of the ACTO is examined with reference to the office records and found correct. Hence, the same is rectified.

4.Sri.G.Vardha Rao, ACTO,O/o.CTO S.D.Road

The ACTO has filed a letter stating that his Name and Date of Birth were wrongly mentioned in the seniority list. He has filed the copy of his Service Register showing the Date of Birth and Joining as ACTO and requested for correction as Sri.G.Vardha Rao, Date of Joining as ACTO -01-12-2010 Sl.no.of Seniority list 533 list A and Date of Birth 02-01-1961

Reply:

The objection filed by the ACTO is examined and found to be correct. Hence, the name, date of birth of the ACTO are rectified. .

5.Smt.G.Julia,ACTO,O/o.CTO ,Punja gutta

The ACTO has filed a letter dated 14-11-2017 stating that in the seniority list, the Marks Scored were shown as 275, whereas, she Scored 277 Marks. She has filed the Final Mark List downloaded from APPSC website and requested to make changes to the seniority list.

Reply:

The objection filed by the individual is examined with reference to the office records and APPSC letter no.943/RS-23-A/2010 dated 7-11-2012, and found correct. Hence, the marks of Smt.G.Julia, ACTO are corrected as 277.

6.Sri.R.Mohan Satya Prasad,ACTO

The ACTO has stated that his Date of Birth was shown in the Show Cause notice Annexure-II as 19-1-1973 instead of 19-11-1973 and requested to correct the same. He has filed the copy of the Service Register.

Reply:

The same is verified and the Date of Birth of Sri.R.Mohan Satya Prasad, ACTO is corrected as 19-11-1973 .

7.Sri.D.Vinodchander, ACTO and Sri.K.Ashok kumar,ACTO:

The ACTOs stated that their names are to be placed after sl.no.92 in Annexure II of Show Cause notice and requested to consider the same. .

Reply:

The objection is verified with reference to the promotion proceedings issued in CCT's procs.no.C(DX2)872/2013 dated 24-8-2015 and DC(CT), Secunderabad A2/10/2014, dt.1-9-2015 and found that the date of promotion of the two ACTOs is 1-9-2015. Hence, their names are placed in Annexure-II at Sl.No.94 & 98 respectively.

Sri.A.Venkateshwar Rao,ACTO

The ACTO has filed objection that he has been promoted as ACTO on 1-6-2015, but his date of promotion was mentioned as 1-6-2016 instead of 1-6-2015 and placed at sl.no.105 instead of at Sl.no.90. The ACTO has filed his promotion proceedings no.CCT's ref.no.C(DX2)872/2013 dt.24-11-2014, DC(CT) Secunderabad division ref.A2/10/2014 dated 1-6-2015 and DC(CT) Charminar division,Hyderabad procs.no. E1/45/2014 dated 1-6-2015.

Reply:

The objection is verified. In CCT's ref.no.CDX2/872/2013 the ACTO was considered for promotion as ACTO in the arising vacancy on 31-5-2015. The date of promotion of the individual is corrected as 1-6-2015 in the Annexure-II and accordingly, he is placed.

Consequent on selection Under Group I Services of T.S.P.S.C, Kum.N.Deepthi, Direct Recruit ACTO (SC) in the ACTO's Panel Year 2012-2013 was relieved vide this office proceedings no. A2/1277 /2017-2, Dated: 11-12-2017.

In the Show Cause notice, against the name of Sri.M.Ramachander, it is mentioned as "Probation not declared due to non-passing of Departmental examinations. "

The Government had issued orders in Memo no. 20863/CT.I/2017-4 (Rev.CT.I) Department dated 11-6-2018 relaxing Rule 16(h) of A.P.S&SS Rules,1996, to regularize the services of Sri.M.Ramchander, ACTO with effect from 10-11-2015. Accordingly, his services are regularized in J.C (ST) Secunderabad division, Proceedings no.A2/27/2012 dated 03-10-2018 w.e.f.10-11-2015 and probation period completed by 9-11-2017 Afternoon. Hence, the ACTO comes in the panel year 2015-16.

Smt.N.L.Padmavathy, ACTO

The ACTO has stated that the Commissioner (CT) A.P.Hyderabad has finalized the seniority list of ACTOs of Zone-VI for the panel years from 1975-76 to 1999-2000 in ref.no.DX2/1469/2011-Zone VI, dated 23-4-2012. She stated that in the ACTOs Panel year1998-99, total Direct Recruit vacancies to be filled were (8) and Rank Promotee Vacancies to be filled were (11). She further stated that in Annexure-E to the above reference, in the panel year 1998-99, it is noticed that the included Rank Promotees in the panel year of Secunderabad nodal division is (8) only and Sl.No.188 is filled with Smt.A.Nagalakshmi, ACTO, instead of Rank Promotee erroneously, who is recruited under Direct Recruit quota taken as Rank Promotee (OC) and the remaining (2) Vacancies are filled with Hyderabad (Rural) ACTOs. Hence, she requested to include the vacancy in the Panel year 2012-2013 as Carry forward vacancy and to place her name in the appropriate place. The ACTO has filed the copy of the CCT's reference.

Reply:

The contention of the individual relates to already settled seniority. The issue was already settled after calling for the due objections long back. Further, the issue once settled cannot be reviewed after a period of three years as per the Government Circular no.57759/Ser.A/2004 dated 20.05.2004 which was issued based on the decision of the Hon'ble Supreme Court of India reported in (1998) 2 SCC523. In view of this, the objection of the individual is not considered.

All the objections received are attended.

In Annexure-II dated 7-10-2017,

- 1) Sl.No.11, Smt.Sudha Rani Singh, ACTO (M&G) has been promoted according to her seniority in Senior Assistant cadre in CCT's ref.CDX2/872/2013 dated 2-3-2018. Hence, her name is shown below Sri.Arshad Mustafa Khan and above Sri.K.Vamsiya Vasu.
- 2) Sri.V.V.Pratap Raju ACTO is transferred to A.P.State in Inter-State transfers. Smt.A.Rachana, ACTO is transferred to Secunderabad nodal division, in inter-state transfers. Hence, her name is shown.
- 3) The Remarks "Retired" in respect of Smt.Jhansi Lakshmi Bai, ACTO is deleted as her date of birth is 18-8-1963.
- 4) The name of Sri.G.Prabhakar,(SC) ACTO is not shown in Annexure-II erroneously.. Now, his name is included in Annexure-II at Sl.No.89 respectively.
- 5) The date of promotion of (5) ACTOs 1)Smt.P.Kamakshi Devi, 2)Mohd.Alladdin, 3)Sri.R.Mohan Satya Prasad, 4)Sri.S.Narsing Rao and 5)Sri.M.Kankaiah are rectified. Accordingly, they are placed.
- 6) The (21) Senior Assistants who are promoted on 17-1-2018 are included in Annexure-II
- 7) Sri.P.Hanumantha Reddy, ACTO is transferred to Kurnool division in Inter-State transfers. Smt.K.Rajini, ACTO from Kurnool division is transferred to Secunderabad nodal division (mutual) and reported to duty on 3-7-2018 and she is included in Annexure-II

- 8) The (10) Senior assistants who are promoted as ACTOs on 19-3-2018 are included in Annexure-II.
- 9) Smt.M.Padmavathy, (1) Sr.Asst.(ST) promoted as ACTO on 31-5-2018 is included in Annexure-II.

The above Seniority List of ACTOs of Secunderabad nodal division is shown in the Annexure-I&II with updated information shall be subject to outcome of SLPs /WPS/OAs/CAs, pending, if any, before the respective Appellate forums.

Joint Commissioner (ST)
Secunderabad Division, Hyderabad.

Encl: As above

Note:An Appeal against this order would lie to Commissioner of Commercial Taxes under Rule 26 of T.S.State Subordinate Service Rules within 90 days.

To:

All The ACTOs through the Controlling Officers concerned.

The Deputy Commissioners (CT)s Abids, Charminar, Begumpet, Punjagutta, Saroornagar Division, Hyd.

The Appellate Deputy Commissioners (CT) Secunderabad/Punjagutta

The Addl. Commissioner (CT), Enforcement Wing, Hyd.

The Commissioner (CT) Telangana State, Hyd.

All the Commercial Tax Officers of Secunderabad Division.

The Joint Commissioner (CT) Computers, O/o.CCT,Hyd.

The Joint Commissioner (CT) III O/o.CCT,Hyd.

