**GOVERNMENT OF TELANGANA**

**COMMERCIAL TAXES DEPARTMENT**

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| FromG.Phaneendra Reddy, B.TechJoint Commissioner (ST)Secunderabad Division: Hyderabad | ToThe Joint Commissioners (ST) ofAbids, Begumpet, Charminar,Punjagutta AJC(ST) of Secunderabad and Punjagutta div |

Rc. No: A2/ 28 /2019, Dated: 09-04-2021.

Madam/ Sir,

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| Sub:Ref: | P.S.C.T. Dept- Preparation of Seniority list of ACTOs Panel Year 2018-2019 (01-09-2018 to 31-08-2019) of Secunderabad Nodal Division- SCN Issued- Communicated- Objections called for- Objections received- Finalised- Orders Issued – Request for communication.1. J.C (ST) Secunderabad Ref. No.A2/28/2019-2 Dated: 25-01-20212.J.C (ST) Secunderabad Ref. No.A2/28/2019-2 Dated: 28-01-2021.3. JC(ST), Secunderabad show cause notice of ACTOs for the Panel years 2018-2019 ( 01-09-2018 to 31-08-2019) in Ref No: A2/28/2019, Dated: 28-01-2021.4.JC(ST), Secunderabad letter Ref No: A2/28/2019 Dated: 28-01-2021addressed to JCs  /AJCs with a request to communicate the show cause notice to the ACTOs/DSTOs  concerned.5. JC(ST), Secunderabad orders of ACTOs for the Panel years 2018-2019 ( 01-09-2018 to  31-08-2019) in JC(ST), Secbad Divn Rc. No: A2/28/2019, Dated: 09-04**-**2021. \*\*\* |
|  | I enclose herewith proceedings regarding the Seniority list of ACTOs for the Panel Year 2018-19 (01-09-2018 to 31-08-2019) passed in the reference 5th cited. |

I request you to communicate the orders among your DSTOs/Assistant Commercial Tax Officers and display the same on your office notice board.

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

 Yours faithfully,

 Sd/-

 Joint Commissioner(ST)

 Secunderabad Division, Hyderabad.

Copy submitted to the Commissioner (CT)T.S.Hyd.

Copy submitted to the Spl.. Commissioner(ST)Enforcement wing.

Copy submitted to the Addl Commissioner (ST) Computers with a request to put the orders on the C.T. Department Portal.

Copy to the S.T.O(DCTO)(Computers) O/o. CCT, T.S,Hyd.

Copy to all the Asst.Commissioners(ST) in Secunderabad Division, Hyderabad, with similar request.

 //t.c.f.b.o//

 Manager

 **Government of Telangana**

 **Commercial Taxes Department**

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

**Rc.No: A2/ 28 /2019 Dated: 09-04-2021.**

Sub:- P.S.C.T.Dept - Preparation of Seniority list of ACTOs- Panel year 2018-2019

(1-8-2018 to 31-08-2019) of Secunderabad Nodal Division - Show cause notice issued-Communicated-Objections called for- Objections received- Final Orders issued.

Ref:- 1. J.C (ST) Secunderabad Ref. No.A2/28/2019-2 Dated: 25-01-2021.

 2.J.C (ST) Secunderabad Ref. No.A2/28/2019-2 Dated: 28-01-2021.

 3.Sri.M.Kiran Kumar, DSTO Letter Dt: 02-02-2021.

 4.Smt.M.Padmavathi, DSTO Letter Dt: 09-02-2021.

 5. Sri.M.Victor Paul, DSTO Letter Dt: 09-02-2021.

 6. Sri.Mohd. Yousuf, DSTO and Sri.P.Balaji Rao, DSTO Letter Dt: 11-02-2021

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The seniority list of ACTOs/ DSTOs for the Panel years 2016-2017 and 2017-2018 of Secunderabad nodal division Hyderabad is finalized in the reference 1st cited.

Now, it is proposed to prepare the Seniority list of ACTOs/DSTOs of Secunderabad Nodal division, Hyderabad for the Panel year 2018-2019 (1-9-2018 to 31-08-2019).

The following Rules, and Government memos and other relevant information are considered in preparing the Seniority lists:

1. Telangana State Subordinate Service Rules 1990 (T.S.State and Subordinate Service Rules

 1990).

2. Rule 33,34,36 of Telangana State and 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 29-06-2011.

5. Government memo no.5683/CT.I/2014 Revenue(CT/I)Department dated 11-6-1985.

6. In the 10 Point Cycle the Cycle point Starts with (4 DR) in the Panel year 2018-2019 and 1st

 vacancy arose on 19-09-2018.

7. In the Communal Roster in 100 Points, the Roster Point starts with no.24 OC in the Panel year

 2018-2019.

8. Total Cadre strength of ACTOs of Secunderabad nodal division is 218.

9. Direct Recruit ACTOs (64 no’s) are allotted to Secunderabad Nodal division during the panel

 year 2019-2020. The services of these (64) ACTOs are not yet regularized and the probation

 period is not declared.

10. The City list quota vacancies meant for R.Ps exhausted during the panel year 2011.

11. Physically Handicapped Reservation is followed as per G.O.MS.No.204 Revenue (CT-I)

 Department dated 10-03-2010.

12. No S.T. ACTO is available in the panel year 2017-2018 at Sl.no.1,Cycle Point no.2-RP,

 Roster Point no.8-ST is not filled up, the same is carry forwarded to the panel year 2018-

 2019 and filled with Sri.N.Adinarayana (ST).

13. In the panel year 2018-19 at Sl.no.16 cycle point 8 RP, Roster point.33 ST is carry forwarded

 due to non availability of S.T. RP ACTOs

14. The Guidelines issued in G.O.Ms.no.187 (General Administration Services-B) Department

 dated 25-4-1985 are followed.

15. 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-seniority of D.R.ACTOs and Rank Promotee ACTOs and the

 same is followed.

16. The Cycle points are filled as per the guidelines issued in G.O.Ms.no.1055 (Rev.CT.I)

 Department, Dated 23-8-2008.

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Sl.no. Panel year No. of Vacancies Meant-DRs Meant -RPs OCs SCs STs

1. 2018-2019 31 10 21 17 2 2

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Thus, the persons placed in the panel years as shown in the Annexure-I to this Show Cause notice may file their written objections, if any, within 15 days from the date of issue of this show cause notice.

The ACTOs not adjusted in the Panel year 2018-2019 are shown in Annexure-II. The Show Cause Notice is kept on the CT Dept portal on 25-01-2021.

The show cause notice shall be subject to outcome of SLP/OA/WPs, if any, before the respective appellate forums.

This notice is being kept in the Departmental Portal [www.tgct.gov.in](http://www.tgct.gov.in) also. The concerned individuals may file their written objections, if any, within (15) days from the date of issue of this show cause notice failing which, it will be construed that they are having no objections to file against the proposals made herein and orders, as deemed fit, would be passed, without any further notice in the matter. Accordingly, a show cause notice is issued on 28-01-2021 in the rederence 2nd cited.

For the showcause notice Dated: 28-01-2021, the following objections are received as under:

1. **Sri.M.Kiran Kumar, DSTO :**

The ACTO has objected that in the SCN his Date of Joining as ACTO is mentioned as 09-03-2018 but he reported to duty on 19-03-2018. Further his Date of Birth is mentioned as 12-07-1981 instead of 07-12-1981. Hence he requested to correct the same. The ACTO has filed the copy of his ACTO promotion order JC(ST), Secbad Divn Rc.No: A2/10/2014 Dated: 19-03-2018. Further the ACTO has filed a copy of his SSC Certificate where his Date of Birth is mentioned as 07-12-1981.

**Reply :** The same are verified with reference to the promotion orders and SSC Certificate of the ACTO, and the same have been rectified in the final proceedings.

1. **Smt.M.Padmavathi, DSTO :**

The ACTO has stated that the Roster Point (8) which is earmarked for ST Woman is Carry Forwarded to the Panel Year 2018-19. She stated that she is placed at Sl.No.5 against Communal Roster Point 25 meant for ST and Sri.N.Adinarayana (Male) is placed at Sl.No. 1 against Carry Forward Communal Roster Point 8. She stated that she belongs to ST (Woman) community/ Category and as such should be placed at Sl.No.1 of the list against Roster point 8 which is specifically meant for ST Woman and not against the placement made at Roster Point. 25 which is meant for ST, but not ST (Woman). Hence she requested to place her at Sl.No.1 against Roster Point 8 ST (Woman).

**Reply:** The objection of Smt.M.Padmavathi, ACTO ST (Woman) is verified and found to be in order according to Roster Points. Roster point No. 8 belongs to ST (Woman) category. The same is proposed to be filled with Sri.N.Adinaryana ST in the show cause notice Dt: 28-01-2021.

 The same is rectified by placing Smt.M.Padmavathi, ST(Woman) at Sl.No.1 in the Panel Year 2018-19, Communal roster point No. 8 ST(Woman).

 Sri.N.Adinarayana is placed at Sl.No.5 Cycle Point No. 7 RP Roster Point No- 25 ST in the Panel Year 2018-19.

1. **M.Victor Paul, ACTO :** The ACTO has stated that his name is not shown in the list of ACTOs not adjusted upto the panel year 2018-19. His objection for the Panel Years 2016-17 and 2017-18, to place his name at Sl.No 22 in Annexure II is considred in JC(ST), Secunderabad Divn RC.No: A2/28/2019 Dt: 25-01-2021 (2016-17 & 2017-18 Order) by observing, “The objection of the ACTO is verified with reference to the office records and found to be correct. Sri.M.Victor Paul (SC) at Sl.No. 48 of Annexure II whose seniority Sl.No is 135-C in Senior Assistant cadre and Sri.B.Bhadrasena (SC) at Sl.No. 22, seniority Sl.No is 160-C in Senior Assistant cadre. Both were promoted on 14-06-2016. Hence, Sri.M.Vicotr Paul (SC) is placed at Sl.no 22 in Annexure II. Sri.B.Bhadrasena (SC) is placed at Sl.No. 48 in Annexure II.” Hence he requested to place him in Annexure II.

**Reply :** The Objection of the ACTO is verified and found to be correct. The name of the ACTO is now included in Annexure II at Sl. No.1. Sri.Bhadra sena (SC) is placed at Sl.No: 20 in Annexure II.

1. **Mohd Yousuf, ACTO and Sri.P.Balaji Rao, ACTO :** The two ACTOs have filed similar objections stating that their names are not found in the panel year 2018-19, but found place at Sl.No.1 and 2 in Annexure II. Further the ACTOs have objected that the show cause notice is being proposed with lack of certain information with regard to the status of adequate representation of the SCs and STs, whether said representations are met with adequacy in the previous panel, whether the adequacy of both the categories is met, placing the name of such categories in the present panel year would be tendered to overlook. Therefore they requested to rectify it accordingly.

 They further stated that the panel was so prepared taking only the cases whose legitimate turn came as per seniority in the feeder cateegory and on the crucial date of panel, if they were in the service, the entire panel year should be in the same analogy.

 They also stated that in the proposed seniority list, it is noticed that certain ACTOs did not find place in the proposed seniority list of ACTOs of Sec’bad Nodal Division for the panel year 2018-19, even the vacancies of ACTOs were arose before to their retirement. They added that, if the analogy so adopted by the department to don’t include the name of the retired persons in the panel year is accurate, so how it was possible to include the names of Sri.T.Srinivas Reddy and Sri.B.Krishna Reddy, ACTOs (Retd) by assigning them at Sl.No. 30th and 31st against roster point 43 and 44 respectively, in the proposed seniority list is absolutely wrong and devoid of merits and requested to consider their names at Sl.No. 30 and 31 meant for general vacancies in the panel year 2018-19.

**Reply:** The objections of the ACTOs are verified. The show cause notice is prepared

according to TS & SS Rules, 1990 and according to the instructions issued by the Government. Rule of reservation is followed as per G.O.Ms.No.2 Dt: 09-1-2004 (SC, ST reservation). Physically handicapped reservation is also followed as per the Government memo no.263/CT.I(2)2011 Revenue(CT.I) Department dated 29-06-2011 and G.O.Ms.No. 41 Dated: 27-11-2003.

Though they contended that certain ACTOs did not find place in the proposed seniority list of ACTOs of Secunderabad Nodal Division for the panel year even tough the vacancies of ACTOs arose before their retirement, they did not file any details in support of their contentions.

Further, Sri.T.Srinivas Reddy and Sri.B.Krishna Reddy are placed at Sl.Nos: 30 and 31at the date of arising vacancy of ACTO ie., on 31-07-2019. The two ACTOs retired on 30-04-2020 and 31-10-2020 respectively. The two ACTOs are working on the date of arising vacancy ie., on 31-07-2019.

Hence, both ACTOs are placed in the Panel Year 2018-2019 at Sl.Nos. 30 and 31 as they are working as on the date of ACTO vacancy arised. Hence the objection of the ACTOs is not tenable.

 All the objections received in this office are attended.

 The above Seniority list of ACTOs of Secunderabad Nodal Division is shown in the Aneexure I & II with updated information and shall be subject to outcome of SLPs/ WPs/ OAs/ CAs, pending, if any, before the respective Appellate foums.

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

 Sd/-

 Joint Commissioner (ST)

 Secunderabad Division, Hyd.

To:

The individuals through the controlling officers concerned.

The Joint Commissioners(ST) Abids, Begumpet, Charminar, Punjagutta divisions, Hyd.

The Appellate Joint Commissioners(ST), Punjagutta &Secunderabad.

The Addl. Commissioner(ST), Enforcement wing, Hyd.

Copy submitted to the Commissioner(CT), Telangana, Hyderabad.

The Asst. Commissioners (ST) Secunderabad Division, Hyderabad

The ACTOs working in the O/o.JC(ST) Secunderabad Division, Hyd.

 //t.c.f.b.o//

 Manager