

प्रधान आयुक्त कार्यालय
OFFICE OF THE PRINCIPAL COMMISSIONER
केंद्रीय वस्तु एवं सेवा कर व केन्द्रीय उत्पाद शुल्क आयुक्तालय, जयपुर
CENTRAL GOODS & SERVICES TAX & CENTRAL EXCISE COMMISSIONERATE, JAIPUR
NEW CENTRAL REVENUE BUILDING, STATUE CIRCLE, C-SCHEME, JAIPUR-302005
EMAIL: ccu-cexjpr@nic.in (केडर कंट्रोल यूनिट) Telefax:0141-2385813

ESTABLISHMENT ORDER NO.:CCU/24/2022
DATE:19.10.2022

That, the following Inspector had joined in CGST & Central Excise, Jaipur Zone, Jaipur on Inter Commissionerate Transfer from Vadodara Zone in terms of Board's letter F.No. A.22015/23/2011-Ad.IIIA dated 27.10.2011:

S. No.	Name of Inspector	Parent Zone	Estt. Order No. in which compliance the ICT was made	Date of joining in CGST & Central Excise, Jaipur Zone, Jaipur	Present place of posting (Commissionerate)
1.	Shri Ankit Singh Rathore	Vadodara	28/2017 dated 22.10.2017	21.03.2017	Customs (Prev.) Commissionerate, Jaipur

2.1 That, in compliance of CBIC, New Delhi's Circular F.No. A-22015/117/2016-Ad.III A dated 20.09.2018, 73 Inspectors (including Shri Ankit Singh Rathore) who had been allowed ICT to Jaipur Zone after 26.12.2016, were treated as working on deemed loan basis in Jaipur Zone till 31.03.2019, vide this office Establishment Order No. 93/2018 dated 03.10.2018.

2.2 Being aggrieved, Shri Ankit Singh Rathore had approached Hon'ble CAT Jaipur Bench, Jaipur by way of filing OA No. 291/000509/2018. The Hon'ble Tribunal vide Order dated 07.01.2019 had disposed of the said OA as having been rendered infructuous in view of the order dated 15.11.2018 of the Hon'ble CAT, Bangalore Bench in OA No. 170/00101/2018. Subsequently, the department filed Writ Petition No. 6903/2019 in the Hon'ble Rajasthan High Court at Jaipur against the said order dated 07.01.2019 of Hon'ble CAT Jaipur Bench.

2.3 In the matter, the Hon'ble Supreme Court's vide order dated 10.03.2022 in C.A. No. 1243 of 2022 in the case of Shri SK Nausad Rahaman & Ors. Vs. Union of India and Ors. and in other Civil Appeals, held that:

"while we uphold the judgment of the Division Bench of the Kerala High Court, we leave it open to the respondents to revisit the policy to accommodate posting of spouses, the needs of the disabled and compassionate grounds. Such an exercise has to be left within the domain of the executive, ensuring in the process that constitutional values which underlie Articles 14, 15 and 16 and Article 21 of the Constitution are duly protected. The appeals shall be disposed of in the above terms."

2.4 The Hon'ble Rajasthan High Court Bench, Jaipur has disposed of the said Writ Petition Number 6903/2019 vide Judgement/Order dated 30.09.2022 in light of aforesaid judgment of Hon'ble Supreme Court's in the case of Shri SK Nausad Rahaman & Ors.

3. That, the aforesaid Inspector namely Shri Ankit Singh Rathore has submitted his request dated 17.10.2022 respectively through proper channel for repatriation to his parent zone. The same has been considered and accepted by the Competent Authority. Hence, he is hereby allowed for repatriation to his parent zone (i.e CGST & Central Excise Vadodara Zone) on his request. Accordingly, his controlling officer is requested to relieve the aforesaid Inspector by 28.10.2022 positively, to join his parent zone, under intimation to this office.

4. This issues with the approval of the Competent Authority.


19.10.22

(Sumit Kumar Yadav)
Additional Commissioner (CCU)

Copy for information and necessary action to:

1. The Joint Commissioner, Office of the Chief Commissioner, CGST & CX Jaipur Zone, Jaipur.
2. The Chief Commissioner, CGST & Central Excise, Vadodara Zone, 2nd Floor, Central Excise Building, Race Course Circle, Vadodara-390007.
3. The Commissioner, Customs (Prev.) Commissionerate, Jodhpur (HQ at Jaipur).
4. The Additional Commissioner (P&V), Customs (Prev.) Commissionerate, Jodhpur (HQ at Jaipur).
5. The Additional Commissioner (Legal), CGST & Central Excise Commissionerate, Jaipur.
6. The Superintendent (Admn./Vig.), CCO, CGST & Central Excise (JZ), Jaipur.
- ✓ 7. The Superintendent (Comp.), CGST & Central Excise Commissionerate, Jaipur to upload on official website.
8. Personal Copy/Concerned Association/Guard File/Notice Board.


19.10.22
(Sumit Kumar Yadav)
Additional Commissioner (CCU)