



कार्यालय मुख्य आयुक्त
Office of the Chief Commissioner
सीजीएसटी एवं केन्द्रीय उत्पाद शुल्क (जयपुर परिक्षेत्र), जयपुर
CGST & Central Excise (Jaipur Zone), Jaipur

F.No. GCCO/RTI/APP/1715/2023-LEGAL

Dated .09.2023

To

Sh. Ajeet Kumar,
H.No. 79, Siddhi Priya Township,
Near Pratap ITI, Roteda Road,
Kota - 324002

Sir,

Subject: - RTI application bearing registration No. DGVND/R/T/23/00038 dated 17.08.2023, filed by Sh. Ajeet Kumar, H.No. 79, Siddhi Priya Township, Near Pratap ITI, Roteda Road, Kota - 324002 - reg.

Please refer to your RTI application bearing registration No. DGVND/R/T/23/00038 dated 17.08.2023 for providing information under RTI Act, 2005.

With reference to the information sought by you in your aforementioned RTI application dated 17.08.2023, the reply in respect of Office of the Chief Commissioner of CGST & CX, Jaipur Zone, Jaipur is as under:-

Point No. 8 – As per this office records, the OM No.2/2/2023-Pers.Pol.(Pt.15) dated 08.08.2023 issued by DoPT, appears to be not forwarded by CBIC to its subordinate offices so far.

Point No. 9 & 10 – Nil in the light of reply to Point-8 above.

If you are not satisfied with above reply, you may prefer an appeal against the reply within 30 days of receipt of this reply to Ms Babneet Tuli, Appellate Authority and Additional Commissioner, Office of the Chief Commissioner, CGST & Central Excise (JZ) Jaipur, New Central Revenue Building, Statue Circle, C-Scheme, Jaipur-302005. _

Yours sincerely,

Signed by Anupama Saksena

Date: 21-09-2023 10:13:35

Reason: Approved

(Anupama Saksena)
CPIO & Assistant Commissioner

Copy to:-

1. Superintendent (Computer), CGST & Central Excise, Jaipur to upload on Zonal website.



भारत सरकार

GOVERNMENT OF INDIA

वित्त मंत्रालय, राजस्व विभाग

MINISTRY OF FINANCE, DEPARTMENT OF REVENUE

सतर्कता महानिदेशालय, अप्रत्यक्ष कर एवं सीमा शुल्क

DIRECTORATE GENERAL OF VIGILANCE, INDIRECT TAXES & CUSTOMS

होटल सम्राट, चाणक्यपुरी, नई दिल्ली - 110021

HOTEL SAMRAT, CHANAKYAPURI, NEW DELHI-110021



F.No.V-500/RTI/31/2023/6465-6496

Dated - 23/08/2023

To

Mr. Ajeet Kumar,
H. No.79, Sidhi Priya Township,
Near Pratap ITI, Roteda Road,
Kota - 324002 (Raj.)

Sir,

Subject - RTI application bearing no.DGVND/R/E/23/00038 dated 17.08.2023 - C/Reg.

Please refer to your RTI application DGVND/R/T/23/00038 dated 17.08.2023.

2. In the matter, it is to inform you that information on point no.2 may be available with this office and will be furnished. Rest information may be available with different CPIOs. Therefore, RTI application is being transferred under Section 6(3) of RTI Act, 2005 to the concerned CPIOs with the request to furnish point wise information directly to the applicant as per the provisions of RTI Act, 2005. In case, information sought does not available with you, the RTI application may be transferred to the concerned CPIO/PIO to furnish the information to the applicant.

3. The CPIO/Under Secretary, CX.9, CBIC, North Block, New Delhi is requested to furnish the information on point No.1 of RTI application directly to the applicant as per the provisions of RTI Act, 2005.

4. The CPIO, Office of the Chief Commissioner of CGST & Central Excise, Lucknow Zone, 7-A, Ashoka Marg, Lucknow-226001 with the request to furnish the information on point no.1, 6, 7, 8, 9 & 10 of RTI application directly to the applicant as per the provisions of RTI Act, 2005.

5. The CPIO, Office of the Pr. Addl. Director General, DRI, Lucknow Zonal Unit, 2/31, Vishal Khand, Gomti Nagar, Lucknow-226010 with the request to furnish the information on point no.1, 3, 4, 5, 8, 9 & 10 of RTI application directly to the applicant as per the provisions of RTI Act, 2005.

6. The all the CPIO, Office of the Pr. Chief Commissioner/Chief Commissioner of CGST & Central Excise / Customs with the request to furnish the information on point no.8, 9 & 10 of RTI application directly to the applicant as per the provisions of RTI Act, 2005.

An appeal, if any against this order, lies with Ms. Gunjan Chauhan, First Appellate Authority & Joint Commissioner (Vig.), Office of the Directorate General of Vigilance, Indirect Taxes & Customs, Room 306, 3rd floor, Hotel Samrat, Kautilya Marg, Chanakyapuri, New Delhi within 30 days of receipt of this communication.

Yours faithfully,

sd/-

(Baldev Singh)

CPIO/Assistant Commissioner (Vig.)

Copy forwarded to -

1. The CPIO/Under Secretary, CX.9, CBIC, North Block, New Delhi is requested to furnish the information on Point No.1 of RTI application directly to the applicant as per the provisions of RTI Act, 2005.
2. The CPIO, Office of the Chief Commissioner of CGST & Central Excise, Lucknow Zone, 7-A, Ashoka Marg, Lucknow-226001 with the request to furnish the information on point no.1, 6, 7, 8, 9 & 10 of RTI application directly to the applicant as per the provisions of RTI Act, 2005.
3. The CPIO, Office of the Pr. Addl. Director General, DRI, Lucknow Zonal Unit, 2/31, Vishal Khand, Gomti Nagar, Lucknow-226010 with the request to furnish the information on point no.1, 3, 4, 5, 8, 9 & 10 of RTI application directly to the applicant as per the provisions of RTI Act, 2005.
4. The all the CPIO, Office of the Pr. Chief Commissioner/Chief Commissioner of CGST & Central Excise with the request to furnish the information on point no.8, 9 & 10 of RTI application directly to the applicant as per the provisions of RTI Act, 2005.
5. The all the CPIO, Office of the Pr. Chief Commissioner/Chief Commissioner of Customs with the request to furnish the information on point no.8, 9 & 10 of RTI application directly to the applicant as per the provisions of RTI Act, 2005.

बलदेव 23/8/23

CPIO/Assistant Commissioner (Vig.)

Registration Number DGVND/R/T/23/00038
(पंजीकरण संख्या) :

Date of Receipt 17/08/2023
(प्राप्ति की तारीख) :

Transferred From (से स्थानांतरित): Central Board of Excise and Customs - Central Excise on 17/08/2023
With Reference Number : CBECE/R/E/23/01243

Remarks(टिप्पणी) : Pertains to Your Zone/Section

Type of Receipt (रसीद का प्रकार) : Electronically Transferred from Other Public Authority Language of Request (अनुरोध की भाषा) : English

Name (नाम) : ajeet kumar

Gender (लिंग) : Male

Address (पता) : H. No. 79, Siddhi Priya Township, Near Pratap ITI, Roteda Road, Kota, Pin:324002

State (राज्य) : Details not provided

Country (देश) : India

Phone Number (फोन नंबर) : Details not provided

Mobile Number (मोबाईल नंबर) : Details not provided

Email-ID (ईमेल-आईडी) : ajeetkumar324002@gmail.com

Status (स्थिति)(Rural/Urban) : Urban

Education Status : Graduate

Requester Letter Number(निवेदक पत्र संख्या) : Details not provided

Letter Date : Details not provided

Is Requester Below Poverty Line ? (क्या आवेदक गरीबी रेखा से नीचे का है?) : No

Citizenship Status (नागरिकता) : Indian

Amount Paid (राशि का भुगतान) : 0 (Received by Central Board of Excise and Customs - Central Excise) (original recipient)

Mode of Payment (भुगतान का प्रकार) : Payment Gateway

Does it concern the life or Liberty of a Person? (क्या यह किसी व्यक्ति के जीवन अथवा स्वतंत्रता से संबंधित है?) : No(Normal)

Request Pertains to (अनुरोध निम्नलिखित संबंधित है) : Baldev Singh

Information Sought (जानकारी मांगी): RTI attached

Original RTI Text (मूल आरटीआई पाठ): RTI attached

Print Save Close

The C.P.O.,
Central Board of Indirect Taxes & Customs,
New Delhi.

Sub: Right to Information Act, 2005.

Sir/Madam,

I had filed a complaint through e-mail dated 21.07.2023 regarding illegal transfer and posting on loan basis in DRI, Lucknow by CCO Lucknow vide Establishment Order No.1/A/CCSC/20/2023 from File No. GCCO/CCA/MISC/16/2023-CCA-O/o CC-CGST-ZONE-LUCKNOW dated 10.07.2023.

On scrutiny of the above Establishment Order No.1/A/CCSC/20/2023 dated 10.07.2023 issued by the Joint Commissioner, CGST & CX Zone, Lucknow, it is noticed that Sudhir Kumar Singh, EA (placed at sl. No. 3) has been transferred to DRI, Lucknow on loan posting and shockingly, there is no sanctioned post of EA in DRI, Lucknow on loan basis.

In this context, please furnish the following details:-

1. Please inform the details of action taken by the CBIC, CCO Lucknow Zone and DRI, Lucknow on the above complaint vide email dated 21.07.2023. Please provide the copy of notesheet & letter regarding action taken on the above complaint.
2. A copy of the above complaint was also sent to DG Vigilance, please inform whether any action on the complaint has been registered by DG Vigilance or not. If yes, please provide the details of the same. If not, please state specifically that no action has been taken.
3. Please inform whether any post of Executive Assistant (on loan) is sanctioned for DRI, Lucknow or not. If yes, please provide the number of such sanctioned post of EA on loan in DRI, Lucknow.
4. Please inform whether Shri Sudhir Kumar Singh, EA has been made to join the DRI, Lucknow. In case, he has joined, please provide the copy of relieving order by his parent office and joining order of DRI, Lucknow.
5. In case Shri Sudhir Kumar Singh, EA has joined the DRI, Lucknow, please provide the details of work allocation and section in which he has been attached. provide the details of work done by him during his posting in DRI, Lucknow.
6. Please provide the complete file of CCO, Lucknow Zone from which the illegal Establishment Order No.1/A/CCSC/20/2023 dated 10.07.2023 has been issued.
7. Please inform whether the complaint has been brought to the notice of the Competent Authority by Ms./Mrs. Neha Lal, Joint Commissioner, CGST & CX Zone, Lucknow as a copy of the email complaint was also forwarded to her. If not, the reasons for not acknowledging a complaint may be provided.

DoPT vide its Office Memorandum No. 2/2/2023-Pers.Pol. (Pt. 15) dated 08/08/2023 has directed all the Ministries/Departments/Offices to do away with the unhealthy practice

engaging officers of central government group A and B service on loan/bilateral arrangement basis and conveyed its decisions for strict compliance by all Cadre Controlling Authorities.

- i. No appointment shall be made on loan basis or bilateral arrangements or any other informal basis forthwith,
- ii. For any appointment without 'No objection' from respective Cadre Controlling Authorities, the officer concerned shall also be liable to disciplinary action under relevant rules; and
- iii. The existing appointments on loan basis or bilateral arrangements or any other informal basis in violation of existing guidelines/instructions/rules shall be terminated and officers so appointed shall be repatriated to the parent Cadre/Organization with immediate effect.

- ✓ 8. In this context and OM issued by DoPT, please provide the details of Group B and C officers of CBIC who are working on loan basis outside their cadre controlling authorities.
- ✓ 9. Please provide the action taken on the above DoPT OM for repatriation of all the officers appointed on loan basis in CBIC.
- ✓ 10. Please provide under which act/law/DoPT OM such postings are done rampantly in CBIC. Whether such appointments on loan are legally valid or illegal practice.

Note- If above RTI in full/part pertain to any other CPIO/s, it may be forwarded under relevant provisions of RTI act.

Above information may be provided on my email ajeetkumar324002@gmail.com

Date: 11/08/2023

Sincerely,

Ajeet Kumar

H. No. 79, Siddhi Priya Township,
Near Pratap ITI, Roteda Road,
Kota - 324002

Email - ajeetkumar324002@gmail.com

Huge Irregularity in posting Group B and C officers on loan basis in Directorates by the Commissionerates in Central Board of Indirect Taxes & Customs

Ajeet Kumar <ajeetkumar324002@gmail.com> 21 July 2023 at 11:17

To: mosfinar@nic.in, rsecy@nic.in, chmn-cbic@gov.in, Member-admncbin@gov.in, jcdm-cbec@nic.in, dg.vig-cbec@nic.in, biswajet.sarkar27@gov.in, cestat08@gmail.com, cestatmumbai@gmail.com, cestathyderabad@gmail.com, cestatkolakata@gmail.com, cestatchennai@gmail.com, cestatbangalore@gmail.com, edrcestat123@gmail.com, commr-arezb@gov.in, hyd.arcestat@gov.in, arcestat@d@gmail.com, dgarn-cbec@gov.in, dgap-cbic@gov.in, adg-dadthqrs-cbec@gov.in, dg.audit-cbec@nic.in, adg-dadtdzu-cbec@nic.in, dgep-dor@nic.in, dgep.dor@gmail.com, dgcei.admnd@gmail.com, dgnorth.dggi@gov.in, dgeast.dggi@gov.in, dgeast2017@gmail.com, dggi-kzu@gov.in, dgwest.dggi@gov.in, dgcei_chzu@nic.in, dggst-cbic@gov.in, dghrdm1-cbic@gov.in, dghrd-hrm2@gov.in, dghrdcbic-saket@gov.in, dg.nacen-cbec@nic.in, dg.insp-cbec@nic.in, drihqs@nic.in, driazu@nic.in, dribzu@nic.in, drczu@nic.in, dridzu@nic.in, dg.sys@icegate.gov.in, dgts-cbic@gov.in, dg.valuation@dov.gov.in, directorate.valuation@dov.gov.in, dgvig@icegate.gov.in, diccbec.dor@gov.in, dia-rev@nic.in, dol-cbec@nic.in, dir.crdl-cbec@nic.in, ccu-cexamd@nic.in, cbz-excise@nic.in, ccu-cexbpl@nic.in, ccu-cexbbr@nic.in, ccu-cexchd@gov.in, ccu-cexclm@nic.in, ccu-cexdat@nic.in, commr-cexdel1@nic.in, cco-cgstguwahati@nic.in, ccu-cexhyd@nic.in, ccu-cexjpr@nic.in, ccu-cexkoa@nic.in, ccu-cexpune@nic.in, ccu-cexranchi@nic.in, ccochin@nic.in, ccu-cexvdr@nic.in, ccoahm-guj@nic.in, ccu-cusblr@nic.in, ccchennaizone.tn@nic.in, ccu-cusdel@nic.in, cccpdz-cbec@nic.in, ccu-cuskoa@nic.in, ccu-cusmum1@nic.in, chiefcom@jawaharcustoms.gov.in, commrap-cus1mum-3@nic.in, ccu-cuspatna@nic.in, ccuprev-custrichy@nic.in, Cc.dri.lucknow@gov.in, commf-ddm-cbec@nic.in, ccu-cexlko@nic.in, neha.lal26@gov.in, shanker.uma7@gov.in, sateeshk.g092801@gov.in, tankha.meenakshi@gov.in, ccu-cexmeerut@nic.in, ccu-cexngpr@gov.in, ccu-gstpk1@gov.in

To

1. Secretary, Revenue, Ministry of Finance, - for giving directions
2. Chairman, CBIC - for giving directions
3. Member (P&V), CBIC - for giving directions/compliance
4. DG Vigilance, CBIC. - for keeping watch on compliance
5. CCO of Zones of CBIC - for ensuring compliance
6. HOD of Directorates & Commissionerates of CBIC for ensuring compliance

PFA is an impugned transfer/posting order of Executive Assistant/Tax Assistant of CGST & CX Zone, Lucknow issued by Ms./Mrs. Neha Lal, Joint Commissioner, CGST & CX Zone, Lucknow with the approval of the Competent Authority vide Establishment Order No.1/A/CCSC/20/2023 from File No. 3CCO/CCA/MISC/16/2023-CCA-O/o CC-CGST-ZONE-LUCKNOW dated 10.07.2023.

In scrutiny of the above Establishment Order No.1/A/CCSC/20/2023 dated 10.07.2023 issued by the Joint Commissioner, CGST & CX Zone, Lucknow, it is noticed that Sudhir Kumar Singh, EA (placed at sl. No. 3) has been transferred to DRI, Lucknow on loan posting. What is shocking is that there is no sanctioned post of EA in DRI, Lucknow on loan basis, so with what authority the Competent Authority/the JC who issued the transfer order has posted Sudhir Kumar Singh, EA in DRI, Lucknow? Do they think that they are above the law? The CBIC has allocated "NO" post of EA in DRI, Lucknow on loan basis in its letter F. No. 019/5/2017-Ad.IV dt. 16.06.2017 (copy attached).

Such loan posting done by the CCO of any field formation in violation of CBIC letter dated 16.06.2017 regarding allocation of cadres for posting in Directorates on loan basis is illegal and therefore, null and void. Further, it is also in violation of CCS Conduct Rules.

This is not a single case of violation of the guidelines issued by CBIC about posting on loan in Directorates. There is a rampant administrative corruption in transfer posting on loan basis in every directorates and the

authorities are turning deaf ears.

It is high time all the CCOs/Directorates in CBIC became serious about loan posting and allow only posting in accordance with the rules.

In view of the above, all the responsible authorities are requested to look into the matter with seriousness and ensure that following action is taken to avoid any irregular and illegal posting in any directorate of central board of indirect taxes and customs

a. CCO Lucknow Zone is requested to withdraw/amend suitably the transfer order issued vide Establishment Order No.1/A/CCSC/20/2023 from File No. GCCO/CCA/MISC/16/2023-CCA-O/o CC-CGST-ZONE-LUCKNOW dated 10.07.2023 in accordance with the directions of the board regarding loan posting and look into the matter as to how this posting was done in violation of board's allocation vide letter dt. 16.06.2017. - **Action to be taken by CCO LUCKNOW ZONE**

b. DRI and other directorates are also requested to not allow posting in any grade on loan basis in excess of the sanctioned strength allocated by the Board. - **Action to be taken by DG/ADG of all Directorates of CBIC**


c. Board in its letter F. No. 11019/5/2017-Ad.IV dt. 16.06.2017 has specified that loan posting in any grade shall be initially for a minimum period of 02 years which can further be extended for 1 year more with the approval of the competent authority and the cadre controlling authority however, it is rampant practice that officers posted on loan basis are retained beyond the period of 3 years in violation of Board's order in this regard. All the CCO & Directorates are requested to review the cases of overstay on loan basis and take immediate action for repatriation otherwise the matter shall have to be taken to higher authorities. **Action to be taken by CCO of CGST & Customs Zones and DG/ADG of all Directorates of CBIC**

Sincerely yours,


Ajeet Kumar

79 Siddhipriya Township, Kota, Rajasthan - 324002.

2 attachments

 (Loan posting in CBIC Directorates) Ad.IV letter dated 16.06.2017.pdf

851K

 transfer posting order 2023 of lucknow ta ea.pdf

264K



भारत सरकार/GOVERNMENT OF INDIA
वित्तमंत्रालय, राजस्वविभाग/MINISTRY OF FINANCE, DEPARTMENT OF REVENUE
कार्यालयप्रधान मुख्यआयुक्त/OFFICE OF THE PRINCIPAL CHIEF COMMISSIONER
केन्द्रीय बस्तु और सेवाकर एवं केन्द्रीय उत्पाद शुल्क जोन लखनऊ
CGST & CENTRAL EXCISE ZONE LUCKNOW
CADRE CONTROL UNIT

7-A, अशोक मार्गलखनऊ (उ.प्र.) /7-A, ASHOK MARG LUCKNOW (U.P.)-226001
E-mail:- lko-cadrecontrol@gov.in Ph. No. - 0522 223 3063

Establishment Order No.I/A/CCSC/20/2023

With the approval of the Competent Authority, the following transfer and posting in the grade of Executive Assistant/Tax Assistant of CGST & Central Excise Zone, Lucknow during AGT-2023 are hereby ordered with immediate effect:-

Sr. No	Name of the Officer (S/Shri/Smt/Ms)	Designation	From	To
1	Tapan Kumar	EA	UOP from Hyderabad (On Loan basis)	CGST Agra
2	Sachin Dixit	EA	UOP from Hyderabad (On Loan basis)	CCO Lucknow
3	Sudhir Kumar Singh	EA	UOP from Meerut Zone	DRI Lucknow
4	Umesh Chand Meena	TA	UOP from Meerut Zone	CGST Agra
5	Pushpendra Kumar Awasthi	TA	UOP from Meerut Zone	CGST Agra
6	ArvindChauhan	EA	Customs (P) Lucknow	Audit Lucknow
7	Dilip Kumar Goel	EA	Customs (P) Lucknow	Retained for 01 year in Customs (P) Lucknow
8	BinayTiwari	EA	Customs (P) Lucknow	Retained for 01 year in Customs (P) Lucknow
9	Om PrakashRai	EA	CGST Lucknow	Appeals Lucknow
10	AbhishekTripathi	EA	CGST Lucknow	Customs (P) Lucknow
11	Hare Krishna	EA	CGST Lucknow	CGST Allahabad
12	H R Gurung	TA	CGST Lucknow	Customs (P) Lucknow
13	ShalajSrivastava	TA	CGST Lucknow	Customs (P) Lucknow
14	Shubham Singh	TA	CGST Lucknow	Customs (P) Lucknow

15	Sandeep Kumar Mishra	TA	DGGI Lucknow	CCO Lucknow
16	Pradeep Kumar	TA	CCO Lucknow	Audit Lucknow
17	VishwasVerma	TA	CCO Lucknow	CGST Lucknow
18	VismaySrivastava	TA	Customs (P) Lucknow	Audit Kanpur (Varanasi Circle)
19	Manjit Kumar Verma	TA	Customs (P) Lucknow	CGST Varanasi
20	PremRanjan	TA	Customs (P) Lucknow	CGST Lucknow
21	Dinesh Kumar Pal	TA	Customs (P) Lucknow	Retained for 01 year in Customs (P) Lucknow
22	Anchal Kumar Rastogi	TA	Customs (P) Lucknow	Audit Lucknow
23	Vishal Nishad	TA	Customs (P) Lucknow	CGST Varanasi
24	AkashVerma	TA	Audit Kanpur	CGST Kanpur
25	Ranjan Kumar	TA	CCO Lucknow	Customs (P) Lucknow
26	RishabhChintransh	TA	CCO Lucknow	Customs (P) Lucknow
27	Mahesh Chandra	TA	CGST Agra	CCO Lucknow
28	Akshay Kumar	TA	CGST Allahabad	CGST Varanasi
29	Amit Kumar Singh	TA	CCO Lucknow	Customs (P) Lucknow
30	Subhash Singh	TA	Audit Kanpur	Customs (P) Lucknow
31	Nitin Kumar Verma	TA	CCO Lucknow	Customs (P) Lucknow
32	Avinash Kumar Singh	TA	Customs (P) Lucknow	CGST Allahabad

2. The concerned officers must be relieved on or before 14.07.2023 to join their new place of posting. Relieving and joining status may be intimated to this office.

3. All representations received regarding transfer and posting stand disposed off. No fresh representation shall be considered unless officer joins his/her new place of posting.

Joint Commissioner
Cadre Control Lucknow

Copy to the following for information and necessary action:-

1. The Pr. Commissioner/Commissioner, CGST & Central Excise Commissionerate, Agra/Allahabad/Lucknow/Kanpur/Varanasi.

2. The Pr. Commissioner/Commissioner, CGST & Central Excise Audit Commissionerate, Kanpur/Lucknow.
3. The Pr. Commissioner/Commissioner, Appeals Commissionerate, Allahabad/Lucknow.
4. The Pr. ADG/ADG, DGoV/DGRI/DGGI Lucknow/DG NACIN Kanpur.
5. The Pr. Commissioner, Customs (P) Commissionerate, Lucknow.
6. The Additional/Joint Commissioner (CCO) CGST & Central Excise Meerut Zone.
7. The Superintendent (Systems), CCO, CGST & Central Excise Zone, Lucknow.
8. P.S. to the Pr. Chief Commissioner, CGST & Central Excise Zone Lucknow.
9. Officers Concerned.
10. Guard file/Notice Board.

Signed by Neha Lal

Date: 10-07-2023 16:35:42

Joint Commissioner
Reason: Approved
Cadre Control Lucknow

North Block
New Delhi, the 8th August, 2023

OFFICE MEMORANDUM

Subject: Transfer on deputation /foreign service of members of All India Services/members of Organised Group 'A' and Group 'B' Services of Central Government.

The undersigned is directed to invite reference to Department of Personnel & Training's OM No. 14017/02/2022-AIS-II(Pension) dated 17.08.2022 on the subject mentioned above.

2. With a view to do away with the unhealthy practice engaging officers of All India Services and Central Government Group 'A' and Group 'B' Services on 'loan/bilateral arrangement' basis, the following decisions were conveyed for strict compliance by all Cadre Controlling Authorities –

- i. No appointment shall be made on loan basis or bilateral arrangements or any other informal basis forthwith.
- ii. For any appointment without 'No Objection' from respective Cadre Controlling Authorities, the officer concerned shall also be liable to disciplinary action under relevant rules, and
- iii. The existing appointments on loan basis or bilateral arrangements or any other informal basis in violation of existing guidelines / instructions / rules shall be terminated and officers so appointed shall be repatriated to the parent Cadre / Organisation with immediate effect.

3. Proposals received from Ministries/Departments subsequent to issue of the above instructions seeking concurrence of DoPT to the continuance of the services of Central Government officers (other than AIS officers) on loan basis were not agreed to and the Ministry / Department / Organisation (MDO) concerned was advised to engage the services of the officers concerned in accordance with the approved modes of induction such as deputation.

4. However, instances have come to the knowledge of this Department where the practice of engaging officers on 'loan/bilateral arrangement' basis by MDOs continue in spite of unambiguous instructions from this Department to do away with such arrangement. As already observed, such arrangements are not supported by any instructions/ guidelines. They not only cause severe hindrances in effective cadre management but also create administrative issues such as liability towards pay and allowances, recording Performance Appraisal Reports of officers engaged on informal basis etc. These can be avoided if the officers whose services are proposed to be utilised are engaged through approved modes of induction which are regulated by well laid down guidelines/instructions.

5. It is once again impressed upon all Ministries/Departments/Organisations to ensure strict adherence to the instructions issued vide this Department's OM No 14017/02/2022-AIS-II(Personal) dated 17.08.2023. Further, Ministries/Departments are requested to immediately submit a compliance report to this Department confirming non-existence of personnel engaged on informal basis in the Ministry/Department or organisations under their administrative control as per the instructions issued in this regard.

(Murali Bhavaraju)
Director(Pay)

To

All Ministries/Departments of Government of India

Copy to:

1. The President's Secretariat, Rashtrapati Bhavan, New Delhi - 110004
2. The Vice President's Secretariat, 6 Maulana Azad Road, New Delhi - 110011
3. The Prime Minister's Office, South Block, New Delhi
4. Cabinet Secretariat, Rashtrapati Bhavan, New Delhi - 110004
5. Rajya Sabha Secretariat, Parliament House Annexe, New Delhi
6. Lok Sabha Secretariat, Parliament House Annexe, New Delhi
7. The Registrar General, Supreme Court of India, Tilak Marg, New Delhi - 110001
8. The Registrar, Central Administrative Tribunal, Principal Bench, 61/35, Copernicus Marg, New Delhi - 110001
9. The Comptroller and Auditor General of India, Pocket-9, Deen Dayal Upadhyay Marg, New Delhi-110124
10. Election Commission of India, Nirvachan Sadan, Ashoka Road, New Delhi - 110001
11. Secretary Union Public Service Commission, Dholpur House, Shahjahan Road, New Delhi - 110069
12. Staff Selection Commission, Block No. 12, CGO Complex, Lodhi Road, New Delhi - 110003
13. All Attached offices under the Ministry of Personnel, Public Grievances and Pensions.
14. Establishment Officer & Secretary (ACC), DoPT, North Block, New Delhi
15. Addl. Secretary (Personnel Policy & CRD), DoPT, North Block, New Delhi
16. Joint Secretary(AIS), DoPT, North Block, New Delhi

(Murali Bhavaraju)
Director(Pay)