

**CENTRAL ADMINISTRATIVE TRIBUNAL
HYDERABAD BENCH**

OA/020/450/2021

HYDERABAD, this the 27th day of August, 2021



Hon'ble Mr. Ashish Kalia, Judl. Member
Hon'ble Mr. Tarun Shridhar, Admn. Member

1. Raghavendra Nag, S/o. Late Shri Sukhlal Nag,
Aged about 37 years, Group. B,
Occ: Superintendent of Central Tax,
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2. Raju Kumar, S/o. Late Shri Raghunath Prasad,
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3. Rajesh Roshan, S/o. M.S. Manoj,
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4. Shatrudhan Prasad Singh, S/o. Late Janardan Choudhary,
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5. Sudhanshu Shekhar, S/o. Late Sachhidanand Mishra,
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6. M. Vittal Rao, S/o. Venkat Rao,
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7. M. Srinivas Reddy, S/o. Late M.V. Krishna Reddy,
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8. C. Surender Reddy, S/o. Late C. Ramachandra Reddy,
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9. B. Ram Charan Kumar, S/o. Late B. Vijay Kumar,
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10. K. Srinivas, S/o. Late K. Veeraiah,
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11. V. Srinivas, S/o. V. Ramalingam,
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12. Sambari Shreenivas Mallayya, S/o. Late S. Mallayya,
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13. Pawar Vasanth Rao, S/o. Late P. Kaniram,
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14. Gorige Naveen Kumar, S/o. Late Sri G. Narsing Rao,
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15. A. Rajender, S/o. A. Komuraiah,
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16. Dhanwada Srinivas, S/o. Seshanna,
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17. C.C. Subramanyam, S/o. CY.N. Sastry,
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18. N. Bhanumurthy, S/o. Satyanarayana,
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19. P. Seshu Kumar, S/o. P. Sundara Ramaiah,
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Occ: Superintendent of Central Tax, VPT CGST Range,
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...Applicants

(By Advocate: Sri M.V. Krishna Mohan)

Vs.

1. The Union of India rep. by its
Secretary, Ministry of Finance,
North Block, New Delhi – 110 001.
2. The Chairman, CBIT, North Block,
New Delhi – 110 001.
3. The Chief Commissioner of Central Tax,
Central Tax Bhavan, 1st floor, Opp. L.B. Stadium,
L.B. Stadium Road, Basheerbagh, Hyderabad,
Telangana – 500 004.
4. The Chief Commissioner, Central GST & Customs,
Visakhapatnam Zone, Visakhapatnam.
5. The Principal Commissioner (CCA),
Central Tax and Customs, Hyderabad GST Commissionerate,
Kendriya Shulk Bhavan, 2nd floor, Opp. L.B. Stadium,
L.B. Stadium Road, Basheerbagh, Hyderabad, Telangana – 500 004.



...Respondents

(By Advocate: Sri K. Rajitha, Sr. CGSC)

ORAL ORDER
(As per Hon'ble Mr. Ashish Kalia, Judl. Member)

Through Video Conferencing:



Heard Sri M.V. Krishna Mohan, learned counsel for the applicants and Smt K. Rajitha, learned Senior Central Government Standing Counsel for the respondents.

2. The applicants have been working as Superintendents on Adhoc basis since 2018. He was transferred from Hyderabad Zone to Vishakapatnam in the year of 2019. As per the Inter Zonal Transfer Policy 2020, tenure of 660 days in two years has to be completed and then only an officer can be transferred back to Hyderabad. The cut-off date is also suggested in the said policy i.e. 30th June of every year. The applicants' case is that they are just short of a few days but, they were not considered at all by the respondents for transferring them back to Hyderabad. Now, they have to wait for another year to be transferred back. The applicants have also stated that few persons at Sl.19 to 25 have been considered by the respondents even though they too are short of some days in 660 days period required as per the policy. Thus, they prayed that their case should be considered for transferring back to Hyderabad.

3. Smt. K. Rajitha, learned Senior Central Government Standing Counsel for the respondents put appearance and filed reply. It is submitted

in the reply that they have strictly adhered to the Inter Zonal transfer policy. The persons, who are at Sl.No.19 to 25, have completed their 660 days as on 30th June of the year of consideration. Be that as it may, the applicants' concern is that they should be transferred back to Hyderabad. Else, they have to wait for another year to come back.



4. After hearing learned counsel for the parties at length, we are of this view that the applicants may make a detailed representation immediately on completion of their 660 days as per the policy and respondents, while making parity between Vizag and Hyderabad zones, may consider and transfer the applicants back to Hyderabad as a one time measure. This shall not be cited as a precedent for others. It is observed by the Bench that there may be many persons like the applicants at Hyderabad zone.

5. In view of the above, we hereby dispose of this Original Application at the admission stage itself. No order as to costs.

(TARUN SHRIDHAR)
ADMINISTRATIVE MEMBER

(ASHISH KALIA)
JUDICIAL MEMBER

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