

JOINT COUNCIL OF ACTION OF INCOME TAX ASSOCIATIONS: WEST BENGAL

3, Govt. Place West:Kolkata-700 001.

Phone: (033) 2210-3998

Joint Convenors : Bhaskar Bhattacharya,

Rupak Sarkar

Manmohan Nayek

To

Date 09-10-13

Sri M. K. Mirani,
CCIT(CCA), New Delhi &
Chairman, Cadre Restructuring Sub Committee No. 1,
New Delhi.

Sir,

Sub: Redrawing of Jurisdiction and Deployment of New Posts arising
Out of Cadre Restructuring '2013 - matter regarding

Kindly refer to our letter dated 03.09.13 in connection with the above.

At the outset, we welcome you on your visit to Kolkata. You have come at a time when the entire state is in festive mood, celebrating Durga Puja. However, the Income Tax Family in West Bengal is going through uncertain times apprehending the worse from the Cadre Restructuring exercise for deployment/ reallocation of newly created/ existing charges/posts.

You will recall that consequent to the approval of Cadre restructuring '2013 a sub-committee, inter alia, was formed under your chairmanship to suggest on new jurisdiction and deployment of posts *keeping in the mind the need "to balance the operational requirement with minimum displacement of work/files/officers"*.

On perusal of the minutes of the meeting of the above mentioned sub-committee held on 26-08-13 it is learnt 13 CCIT charges have been proposed to be merged with existing CCIT charges to pave way for new posts in this cadre as the cadre strength of CCsIT have been left unaltered in Cadre Restructuring '2013. Of all the charges, West Bengal charge will be the worst affected because of this proposed move as 3 CCIT charges, namely CCIT, Kolkata-XI, Kolkata, CCIT, Jalpaiguri and CCIT, Durgapur will be put up for merger. It may be mentioned in this context that four CCIT/ DGIT charges have already been diverted from West Bengal since Cadre Restructuring 2000. There is no denial that every charge has to merge some CCIT

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charges for creation of new posts in this cadre. From the table below it is clear that our region has been singled out for discrimination.

CHARGE	New Posts	Posts merged	Resultant effect
Kolkata	2 CCIT(TDS &Exemp)	CCIT(XI,DGP &Jal)	(-)1
Delhi	3CCIT (TDS, Exemp &IT)	1CCIT (XIII)	(+)2
Mumbai	3CCIT (TDS, Exemp &IT)	2CCIT (XII&XXIII)	(+)1
Chennai	2 CCIT(TDS &Exemp)	CCIT(Trichy);	(+)1

This unfortunate attempt also goes against the cause espoused by the Hon'ble FM who wanted the department's presence to be felt in the remotest part of the country.

It is therefore proposed not to reduce the existing number of CCsIT in West Bengal and retain the charges of CCIT, Durgapur & CCIT, Jalpaiguri, considering their strategic location and the fact they cover wide geographical areas which have the potential of growth in revenue collection, in future.

Regarding Administrative CIT charges, we propose for setting up of additional CIT charges in the following places:

Sl. No.	Charge to be created	REMARKS
1	One Corporate charge in Kolkata	The huge number of scrutiny pendency justifies the need of this charge.
2	CIT, 24 Parganas(N)	Comprising of three sub-divisions of 24 PGS(N), Hqr.- Kol.
3	CIT, 24 Parganas(S)	Exclusively for the district of 24 PGS(S); Hqr.-Kolkata
4	CIT, Midnapore	Exclusively for the districts of East & West Midnapore
5	CIT, Hooghly	As there are huge number of assesses.
6	CIT, NAD &MSD	Exclusively for the districts of Nadia & Murshidabad
7	CIT, MALDA	Exclusively for the districts of Malda, N & S Dinajpur
8	CIT, TDS-II, Kolkata	Considering the huge work load; Hqr-Kolkata

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Here also, it is worth mentioning that three administrative CIT charges and a record number of 13 CIT(Appeal)charges have already been diverted from West Bengal since Cadre Restructuring, 2001.

Present Pendency positions of the CIT(A) charges shows that the attempts on the part of CBDT for reallocation of files could not reduce the pendency to manageable levels. So, the allocation formula laid down in the notification dated 02.07.2013 should be followed in letter and spirit.

It is also reminded that during CRC, 2000 CCIT charges/administrative CIT charges) were not made in isolation. Rather every CCIT charge was conceived as the pinnacle of a hierarchical pyramid having posts of administrative CsIT, J/Addl. CIT, A/DCsIT, ITOs/TROs down the to the level of Tax Assistants with specific numbers of each post against each such charge. Accordingly, the posts down the line were allotted for each region. The said allotted working strength is still operational in each region, which is mostly constitutes of Group B (Gazetted and Non-gazetted) and Group C Officers/ Staff **without having any All India service Liability**. Hence, utmost caution is required before recommending merger/diversion of CCIT/CIT charges, because merger/diversion of any particular CCIT/CIT charge would eventually lead to abolition/diversion/merger of charges/posts down the line.

Also from the minutes of the meeting dated 26-08-13 it is seen that the following formula has been agreed upon for allocation of manpower.

<u>Parameters</u>	<u>Weightage</u>
Budget (revenue)	30 %
Scrutiny workload	30 %
Tax Base & Potential Taxpayers	30 %
Geography of the charge	10 %

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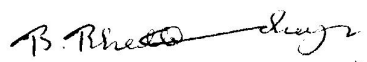
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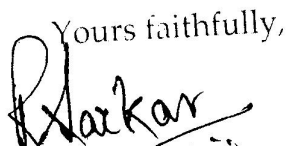
We strongly feel that the above formula have several lacunae which if adopted will lead to a lop-sided deployment of manpower going against the field realities. We instead propose the following formula which is theoretically and factually more rationale.


<u>Parameters</u>	<u>Weightage</u>
Budget (revenue)	20 %
Workload(no. of assesses)	55 %
Stagnation	15 %
Mufossil charges	10 %

In this connection kindly refer to the letter of ITEF(CHQ) dated 09.09.13 addressed to you where the above matter has been discussed in detail. We, from JCA(West Bengal) strongly endorse the view espoused by the ITEF(CHQ) in the above mentioned letter.

You requested to kindly consider the suggestions/proposals discussed *supra* and recommend to the core committee in such a manner that the interest of the revenue as well as all that of the officers/ staff members of all the regions are adequately safeguarded.


(Bhaskar Bhattacharya)

Yours faithfully,

(Rupak Sarkar)


(Manmohan Nayek)

JOINT CONVENORS.