

केन्द्रीय उत्पाद शुल्क, सीमा शुल्क एवं सेवा कर आयुक्त का कार्यालय

OFFICE OF THE COMMISSIONER OF CENTRAL EXCISE, CUSTOMS& SERVICE TAX

केन्द्रीय राजस्व भवन, आई.एस. प्रेस रोड, कोचीन -682018 C.R.BUILDING, I.S. PRESS ROAD, COCHIN-682018

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C.No. II/39/7/2014-Estt

Dated 01.06.2015

То

The Commissioner of Central Excise, Customs & Service Tax, Calicut/Trivandrum

The Commissioner of Custom (Prev)

Cochin

The Commissioner of Audit

Cochin

The Pay & Accounts Officer

Cochin/Calicut/Trivandrum/Customs (Preventive) Commissionerate,

Cochin

Sir/Madam,

Sub:- Grant of MACP to the Superintendents in CBEC with Grade Pay of Rs 6600/5400 in PB-3-Reg

Please refer to this office letter letter C.No. II/3/1/2014-Conf dated 05.11.2014 and even no. dated 28.11.2014.

copy please enclosed find connection this F. No. A-23011/25/2015-Ad.IIA dated 26.05.2015 issued by CBEC, New Delhi addressed to Chief Commissioner, Chennai. The Board has directed to implement the Order dated 08.12.2014 of Hon'ble High Court, Madras in WP No. 19024 of 2014 & MP No. 1 of 2014 filed by Shri R Chandrasekaran, Superintendent regarding grant of 3rd MACP in the grade pay of Rs. 6600/- under MACP Scheme. Submitted for information and necessary action.

Yours faithfully,

Encls: as above

(RANI C R) ASST. COMMISSIONER [P&V]

Copy submitted to:-

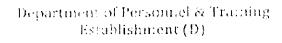
The Chief Commissioner of Central Excise, - for information Customs & Service Tax, Cochin

Copy to:-

- The Superintendent (Confidential) / Adm Officer DDO, Hqrs. Cochin 1.
- The AC/DC- Ernakulam I Dn/Ernakulam II Dn/ 2. Service Tax Dn/Muvattupuzha Dn/Kottayam Divn

MACO





<u>Dv_No. 1078183</u>,CR_15 [ENo_A-23011/25/2015-A.f.(a) of = 1/o Revenue .

Reference notes at prospages.

- 2. The referring Department has referred the file along with the riving compression of the Order Inted 00.12.2014 in the WP No. 160247 [11] passed by honthie High Court of Madras directing therein the 90 consider the asiae once again related to count of non-functional scale in the purpose ACPS.
- 3. The brief of facts provided by the ceterring Tepar ment are as below.
- (2) Shri R. Gamedrasek from joined the service of flustoms and contexcise department in 400 and, 1982 as directed re-main hope. 3
- (ii) He was promoted to the grade of Superint endent in Δpril 2 in ...
- (ai) He was granted 2nd financia approdation under ACP Scheme with effect from 04.06, 2006 and biaced in the pay scale of R i. 15600, 39160 n. PR-3 with grade pay of 5400.
- He get 100 financial agradation under MACP school vision 504 06.2012 on completion of 20 years of service but the same is a not allowed by PAO office raining an objection that the applies and some others had been given Non functional grade of 6s. 34 to m PB-2 as on 01.04 2006 which ought to be counted as this had apply dation under MACLS from:
- 5. The matter has been examined as per the facts provided by the referring Department and in terms of rules/ provisions made. The ACP/MACP Scheme. In this regard, it is stated that since Sill V. Chandrasekaran got only one premetion and 2nd ACP in grade pay of P. 5400 in his service career prior to implementation of MACP scheme with of 09,2008, he is entiried to the grant of 3rd MACP in the grade pay of Rill 6600 under MACP scheme with 04,06,2012 on completion of the reason of service.

Mante Color Mante

F No A-23011/25/2015-Ad IIA Covernment of India Munistry of Finance Department of Revenue Commit Bliefed of Exame and Circles

March Dayley New Demi dates the 76th May 2011.

The Chief Corner on short of Central Passes, Chemia, Zone, 26 c. M. G. Road, Nungamribakkenin, Chemini 600 (Gal.

San von Order dated v.8 12.20, 4 Of Houtble High Court, Madres in Weit Pentiso, No. 19924 60-2014 & M.F. No. 1 of 2014 filed by Shin R. Chambridghar in Super-agenual order dates 24,02,2018 b. OA No. 678 of 2013 pp. 17 by How Title CAT, Madras bench-

Sir.

Please refer to your Commissionerate's rener C No 1/10/12/10/2-CAT based 16 02,2015 on subject membrane above.

- The assue has been examined in consumnion with Department of Park on el-& Training (Fsc D), As directed by Hon'ble High Court, Madres viae order and d 08 12,2014 in Writ Petition No. 19024 of 2014 & M.P. No. 1 of 2014 filed by Sec-R. Changegrekarar, DoP&r has opined that since Shri R. Chan hoseltaring got only one promotica and 2nd ACP in the grade payor Rs. \$400. In the solvice carem prior to implementation of MACP Scheme west 6, 39 2008, he is earlied to the months. TO MACP in the grade pay of Richard beautiful MACP Seriema with the control of completion . By yours of service. A copy of Doll well's oplinous enclosed
- You are, therefore, requestor to implement Horrisle High Court's error dated 8.12.2014 and file compliance report octors Houble High Court, Marris Berich.
- The Bourd may be apprised of the collen taken in the monter.

unal. As above

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Years tarmy, by A Comme

A K O . W Dy Secretary to the Convenience of Fig.

Tale Cill-236936 General

Copy to Pr. Charl Connoil and Accounts. New Orling with their con Note that rtxp (1 A No. 375-2013) 14-334 direct 03.3.1.5. \$ for necessary series