



प्रधान सीमाशुल्क आयुक्त (सामान्य) का कार्यालय
OFFICE OF THE PRINCIPAL COMMISSIONER OF CUSTOMS (G)
नवीन सीमाशुल्क भवन, बैलार्ड इस्टेट मुंबई- 400001
NEW CUSTOMS HOUSE, BALLARD ESTATE, MUMBAI- 400 001

F.No. S/20-17/2019-P & E (P)

Date: 15-05-2024 ESTT.

OFFICE ORDER NO.: 197/ 2024

The Chief Commissioner of Customs, Mumbai Zone-II vide Order-in-Appeal No. 02/2021/RT/JNCH dated 04.06.2021 issued vide F.No. S/V-30-Misc-482/2020-21 CCO M-II 'E' cell exonerated Sh. Uttam Kumar, Superintendent of Customs (P) from all charges by setting aside the Order-in-Original No. 05/2020/SM/JNCH dated 14.09.2020 issued vide F. No. S/11-Gen-497/2018-19/Vig/JNCH.

2. Thus, upon change in vigilance status and opening of the sealed cover kept by the Review DPC held on 19.09.2020 of the Regular DPC held on 27/28.12.2019 for the vacancy year 2020, Shri Uttam Kumar is notionally promoted to the post of Superintendent of Customs (Preventive) on regular basis with a deemed date w.e.f. 01.01.2020. On promotion as Superintendent of Customs (P) w.e.f. 01.01.2020, Sh. Uttam Kumar shall be placed below Sh. Deepak Kumar Patel placed at S. No. 208 and above his immediate junior Sh. Pushpraj Singh placed at S. No. 210 in the promotion order issued vide Establishment Office Order No. 179/2019 dated 31.12.2019.

3 . On promotion as Superintendent of Customs (P) w.e.f 01.01.2020, Shri Uttam Kumar shall be entitled for arrears of pay and allowances, in terms of DOP&T's No.22011/4/91-Estt.(A) dated 14.09.1992, as he has been, exonerated from all charges levelled against him.

4. The pay and other allowances of Shri Uttam Kumar in the grade of Superintendent(P) shall be granted only from the deemed date of promotion i.e. w.e.f. 01.01.2020. The officer concerned may exercise option under FR 22(I)(a)(1) for fixation of his pay in the higher grade within one month from issuance of this order. Such option once exercised shall be treated as final.

5. This order is subject to the final outcome of the SLP No.30621/2011 (Jarnail Singh & Ors Vs Lachhmi Narain Gupta & Ors) pending before the Hon'ble Supreme Court of India, and / or any relevant pending case in Hon'ble Tribunal / Hon'ble High Courts / Hon'ble Supreme Court of India and / or any direction of the Ministry pursuant to any judicial order.

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

**Signed by Prakash
Chaudhary**

Date: 15-05-2024 16:20:37

PRAKASH CHAUDHARY
DEPUTY COMMISSIONER
P&E (P)

Copy to: -

1. The Pr. Chief Commissioner of Customs, Mumbai Zone-I(CCA).
2. The Pr. Commissioners/Commissioners of Customs(G), Mumbai Zone I, II & III.
3. The Commissioner of Customs & GST, Goa.
4. The AC/DC-Vigilance Mumbai Zones-I, II & III.
5. The DC/EDI for uploading the same on the official website of Mumbai Zone-I.
6. The Supdt. i/c. PSO(NCH) and PSO/Admn., Mumbai Customs.
7. The AO/CCR & IPR, Mumbai Zone-I Customs.
8. The CAO/Preventive Pay Bill Mumbai Customs Zone-I/Zone-II/Zone-III.
9. The SC/ST Cell Mumbai Zone-I.
10. The Concerned Officer.
11. Notice Board.