

No. 22012/82/2016-AIS(I)-  
Government of India  
Ministry of Personnel, Public Grievances & Pensions  
Department of Personnel & Training

New Delhi 22<sup>nd</sup> Sept, 2017

ORDER

**Whereas**, Sh. S. Sivashanmugaraja, a State Civil Service officer of Tamil Nadu was appointed by promotion to the Indian Administrative Service vide this department's Notification No. 14015/21/2009-AIS.I(B) dated 02.08.2010 from the Select List of 2009;

**And whereas**, on the basis of his appointment from the Select List of 2009 and also on the basis of holding continuous service in the State Civil Service not below the rank of Deputy Collector or equivalent as 22.11.1996, as informed by the State Government, Sh. S. Sivashanmugaraja was assigned 2005 as his year of allotment in IAS vide this department's order No. 14014/35/2009-AIS.I dated 18.07.2013;

**And whereas**, S. Sivashanmugaraja had filed OA No. 732 of 2016 before the Hon'ble CAT, Chennai Bench with a prayer to antedate his appointment and seniority in IAS as 2003 from the Select List of 2008 with all consequential benefits consequent upon antedation of his seniority in State Civil Service by the State Government of Tamil Nadu from 22.11.1996 to 30.09.1992, below Thiru T. Abraham and above Sh. T.P. Rajesh ;

**And whereas**, the factual position was that the Select List of 2008 was prepared against 10 vacancies. The zone of consideration was 30. Sh. T. Abraham, Sh. T.P. Rajesh and Sh. S. Sivashanmugaraja were placed at Sl. No. 10, 11 and 17 respectively. The Selection Committee recommended name of Sh. T. Abraham, Sh. T.P. Rajesh to be included at Sl. No. 9 and 10 in the Select List. The name of Sh. Sh. S. Sivashanmugaraja was not included in the Select List due to its statutory size.

**And whereas**, the Hon'ble Tribunal vide its order dated 12.01.2017 allowed the above mentioned O.A. with the following directions:

*10. In the above said circumstances, since the facts are not disputed by the respondents, the applicant is at liberty to submit a representation to the competent authority seeking a review of the Select List of 2008 by convening RSS Meeting to consider his case for the select list of 2008 for promotion to IAS of Tamil Nadu Cadre within a period of one week from the date of receipt of a copy of this order. The respondents in turn are directed to act on such representation and place the matter before the competent authority to review the Select List and convene RSS Meeting to consider the case of the applicant for inclusion in the select list of 2008 for promotion to IAS of Tamil Nadu Cadre. The competent authority shall, thereafter, decide the matter in accordance with law keeping in view the recommendation of the RSS within a period of four months from the date of receipt of a copy of this order. The OA is ordered as above."*

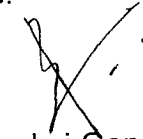
**And whereas,** in compliance with the above order, a Review Selection Committee Meeting was convened by UPSC on 05.06.2017 to reconsider the name of Sh. S. Sivashanmugaraja for inclusion in the Select List of 2008 for promotion to IAS, Tamil Nadu Cadre.

**And whereas,** The Review Committee were informed that seniority of Sh. S. Sivashanmugaraja was refixed in State Civil Service in the cadre of Deputy Collector, vide order dated 06.08.2014 and in the cadre of District Revenue Officers, vide order dated 11.02.2015 issued by the State Government. Due to the re-fixation of seniority in State Civil Service, he became senior in State Civil Service to the officer promoted to IAS from the Select List of 2008.;

**And whereas,** on an overall assessment of his service records, the Review Committee recommended that the name of Shri S. Sivashanmugaraja ( Date of Birth: 10.11.1964) be included at Sl. No. 9A below the name of Shri T. Abraham ( Sl. No. 9) and above the name of Shri T P. Rajesh ( Sl. No. 10) in the Select List of 2008 for promotion to the IAS, Tamil Nadu Cadre.

**Now therefore,** in pursuance of directions of Hon'ble CAT, Chennai Bench contained in it's order dated 12.01.2017 in OA No. 732 of 2016 Shri S. Sivashanmugaraja (D.O.B. 10.11.1964) shall be deemed to have been appointed to the IAS Cadre of Tamil Nadu from the Select List of 2008 w.e.f. 24.02.2009 viz the date from which his immediate junior in the Select List Sh. T.P. Rajesh was appointed to IAS. His name shall now accordingly be inserted at Sl. No. 9A in this department's Notification No. 14015/21/2008-AIS(I)B dated 24.02.2009. Consequently, as proposed by the State Government vide its letter No. 1139/2015-13 dated 18.09.2017, Shri S. Sivashanmugaraja would be entitled year of allotment as 2003 and will be placed below Shri T. Abraham (SCS:2003) and above Sh. Anshul Mishra (RR:2004) in the gradation list of IAS officers of the Cadre of Tamil Nadu with consequential benefits.

(By order and in the name of the President)

  
(Pankaj Gangwar)

Under Secretary to the Government of India

Copy to:

1. The Chief Secretary, Government of Tamil Nadu, Chennai. [ Kind Attn. Sh. Senthil Kumar, Secretary(Public),]. A copy of the above order may please be communicated to the officer concerned.
2. The Secretary, Union Public Service Commission, Dholpur House, Shahjahan Road, **New Delhi** (Kind Attn. Sh. K.V. Gaur, Joint Secretary).

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