



**राष्ट्रीय अनुसूचित जनजाति आयोग**  
**National Commission for Scheduled Tribes**

(भारत के संविधान के अनुच्छेद 338क के अंतर्गत एक संवैधानिक निकाय)  
(A constitutional body under Article 338A of the Constitution of India)

F.No. NCST/SER-1638/TS/43/2024-RO-BHUV

Dated 21.11.2025

To,

1. The Principal Secretary,  
Revenue (Prohibition & Excise),  
Prohibition And Excise Complex,  
Nampally Station Road, Nampally,,  
Hyderabad, Telangana 500001  
Email: prlsearcy\_revenue\_ctex@telangana.gov.in
2. The Commissioner,  
Prohibition And Excise Department,  
Abkari Bhavan, M.J Rd, Chandra Vihar,  
Old Kattal Mandi, Nampally,  
Hyderabad, Telangana 500001  
Email Id: commissioner.pe@gmail.com

**Sub: Representation dated 02.07.2024 received from Shri A.Kishan, Asst. Proh.& Excise Superintendent, Enforcement, Nalgonda Division, Nalgonda regarding non-implementation of Rule of Reservation in the matter of promotion.**

महोदय/महोदया,

I am directed to enclose herewith a copy of the minutes of the sitting held on 06.11.2025 at 12:00 noon under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes, at Dilkusha Guest House, Hyderabad on the above mentioned subject.

2. It is requested that the action taken/to be taken in the matter may be intimated to NCST within stipulated time from receipt of the letter for placing it before the Commission.

Yours faithfully,

(डॉ.पी.कल्याण रेड्डी/Dr. P. Kalyan Reddy)

निदेशक/Director

Telephone No. : 011-20819841

Copy for information:-

1. Shri A. Kishan,  
Asst. Proh. And Excise Superintendent,  
Enofrcement, Nalgonda Division,  
Nalgonda, Telangana  
Mobile No:9676539900  
PS to Hon'ble Member (JH), NCST
2. PS to Hon'ble Member (JH), NCST
3. NIC, NCST for uploading on the website of the Commission.



**NATIONAL COMMISSION FOR SCHEDULED TRIBES**

Minutes of the Sitting held under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes at Dilkusha Guest House, Hyderabad in the case of Shri A. Kishan, Assistant Prohibition & Excise Superintendent, Enforcement, Nalgonda Division regarding non-implementation of the Rule of Reservation in promotions for Scheduled Tribes (STs).

**Date of the Sitting: 06/11/2025, 12:00 PM**  
**Participants in the Sitting: As per Annexure**  
**NCST/SER-1638/TS/43/2024-RO-BHUV**

Shri A. Kishan, Assistant Prohibition & Excise Superintendent, Enforcement, Nalgonda Division, vide his petition dated 02.07.2024, seeks intervention from the NCST regarding the non-implementation of the Rule of Reservation in promotions for Scheduled Tribes (STs) in the Prohibition and Excise Department, Warangal Division, from the panel years 2002 to 2004. Despite being fully qualified for promotion to Prohibition and Excise Inspector in 2001-2002, his promotion was not considered, even though vacancies were available and the rule was applicable. The petitioner claims that due to the non-allocation of the roster point meant for ST candidates, he lost his opportunity for promotion, which has caused mental distress over the last 21 years. He has made several representations to various authorities, including the Deputy Commissioner, Commissioner of Prohibition & Excise, and the Principal Secretary (Excise), without resolution. Therefore, he requests the Commission's intervention to ensure that his notional seniority is assigned in accordance with the Rule of Reservation.

2. NCST vide notice dated 25.11.2024 sought facts and comments from Principal Secretary, Revenue (Prohibition & Excise) Department, Hyderabad, Telangana and Commissioner, Prohibition And Excise Department, Telangana within 10 days.

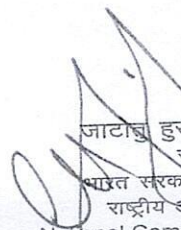
3. The Director of Prohibition & Excise, Telangana, vide his letter dated 21-12-2024 has informed the Commission that it was found that the 2002-03 panel was approved before the Rule of Reservation was enforced, and thus could not be revised. The absence of vacancies in 2003-04 led to no panel being prepared for that year. Furthermore, Sri Kishan was considered for promotion in the next panel year, 2004-05, and his claim for notional promotion in 2003-04 was ultimately deemed not feasible according to the rules. A detailed speaking order was issued on 12-11-2024, which was communicated to him on 18-11-2024. This was communicated to the petitioner vide NCST letter dated 01.01.2025.

4. The Principal Secretary to the Government, Revenue (Excise) Department, Telangana, vide memo dated 21-01-2025, has requested the Director of Prohibition & Excise, Telangana, to examine the representation of Shri A. Kishan, Assistant Prohibition & Excise Superintendent, Enforcement, Nalgonda, regarding the issue of reservation in promotion. The Director is asked to provide the facts, information, and an action taken report directly to the National Commission for Scheduled Tribes (NCST).

5. The petitioner, Shri A. Kishan, Assistant Prohibition & Excise Superintendent, Enforcement, Nalgonda Division, vide his rejoinder dated 10.02.2025 has informed the NCST that he was eligible for promotion in 2003-04 under the Rule of Reservation for Scheduled Tribes but was denied it due to irregularities in the preparation of promotion panels and misreporting of vacancies. He argues that substantive vacancies existed, the roster points reserved for STs were ignored, and that promotions were wrongly granted to others in violation of rules. He seeks notional promotion with consequential benefits. This was sent to the concerned authorities on 20.02.2025. Thereafter there were several correspondences but the issue could not be resolved.

6. The Commission decided to discuss the issue with the authority and the petitioner on 06.11.2025. Hence a sitting notice was sent on 28.10.2025.

7. The petitioner has attended the hearing. The authorities i.e., Commissioner, Prohibition and Excise, Additional Commissioner, DC Warangal have attended the hearing.

  
जाटोथु हुसैन / Jatothu Hussain  
सदस्य / Member  
भारत सरकार / Government of India  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
नई दिल्ली / New Delhi



8. The petitioner argued for the claim of promotion as per the rule of reservation (R.O.R.) in promotion in respect of Scheduled Tribes in the cadre of Prohibition & Excise Inspector (P&EI) at the right placement of Roster Point No. 8 meant for ST in the panel year 2003-04. The Petitioner informed that the D.P.C. for Zone-V (erstwhile Warangal Division) for the panel year 2002-03 for consideration of the names of the P&ESIs for promotion and the Senior Assistants for promotion by transfer to the post of Proh. & Excise Inspector was never convened & met, and the so-called promotions stated to have been given for the said panel year 2002-03 & 2003-04 are not true for the following reasons.

- a. It is submitted that as per the Telangana State & Subordinate Service Rules, 1996, the period of every panel year commences on 1<sup>st</sup> September of the year and ends on 31<sup>st</sup> August of the succeeding year. In the CR. No. 14006/2000/CPE/L3 dated 29/04/2002 of the C.P.&E., A.P. Hyderabad, it is mentioned that as per the D.P.C. proceedings dated 29/04/2002, the D.P.C. has considered & approved the names of (20) candidates, viz., (18) Prohibition & Excise Sub-Inspectors (P&ESIs), (1) Sr. Asst. of Special Establishment (Spl. Estt.), and (1) of Zonal Establishment (Zonal Estt.), for promotion to the post of P&EI. Of these, the Senior Assistant of Spl. Estt. has opted for promotion as Office Superintendent. Therefore, a total of (19) approved candidates thus remained, and all the (19) candidates so approved have been adjusted in the (19) vacancies of panel year 2001-02 with no vacancy unfilled.
- b. Thereafter, as per the Cr. No. 14006/2000/CPE/L3 dated 31/07/2002 of the C.P.&E. A.P., a Review D.P.C. met on 30/07/2002 and approved the names of (4) more P&ESIs in the same panel year of 2001-02, although all the vacancies of the said panel year were exhausted with no vacancy unfilled. Thus, the D.P.C. approved the names of (4) candidates in excess and they were promoted as Prohibition & Excise Inspectors.
- b. Further, the petitioner informed that in paragraph-3 (1) & (2) on Page-2 of Cr. No. 330/2024/CPE/A2 dated 21/12/2024 of C.P.&E., Telangana, it is mentioned that the panel for the year 2002-03 was approved on 29/10/2002 and given effect on 31/10/2002 by effecting promotions to the candidates who were included therein, and (7) candidates were included in the panel for the year 2002-03 as against (2) clear vacancies available, and the remaining were accommodated against long leave and reorganization vacancies.
- d. The Petitioner further argued that in Cr. No. 1671/2002/P&Ex/ A1-1 to 4 dated 21/02/2003, further promotions, referencing the C.P.&E.'s Cr. No. 14006/2000/CPE/L3 dated 23/01/2003, were given in the same panel year, 2002-03, to the (4) P&ESIs/Senior Assistants, but promotion orders were given individually. Further it is informed that in column No.4 of the table for the panel year 2002- 03 on Page-3 of Rc.No.538/2016/P&E/A1 dated 18/05/2017 of DC, Proh. & Excise Warangal, (7) candidates were shown to have been promoted in the same panel year 2002-03. There appears to be an ambiguity as (5) out of (7) above candidates have promoted not prior to the date i.e. 14/02/2003 mandated in the G.O. Ms. No.5, Social Welfare (SW.ROR.1) dated 14/02/2003 and as there is no mention of the panel year in which the (7) candidates were approved, and no panel was prepared, and the reference of the D.P.C. proceedings is also not mentioned. Confusion arises as in column No.3 of the table, the concerned file number is given as 1671/2002/P&E/A1, but the month & year are given as 02/2003, leaving the date blank. In column No.2, it is mentioned that "the concerned file is not traced out," which gives rise to the reasonable doubt that no regular panel for the year 2002-03 was convened and promotion of all the (7) candidates appears to be irregular denying the rightful promotions to the fully eligible and qualified candidates.
- e. The (2) substantive vacancies said to have been arised for the panel year 2002-03 due to the retirements of 2 employees appeared to be premature ie, about (9) months before their retirements.
- f. The Petitioner further pleaded that in the table under the marginal heading "VACANCY POSITION" of Cr. No.15258/2004/CPE/1J dated 04/11/2004 of the C.P.&E., A.P., Hyderabad, the particulars of zonal-wise cadre strength, number of working, number of SC/STs existing, etc., were furnished by all the DCs of Proh. & Excise except only the D.C., P&E, Warangal for erstwhile Zone-V. However, he furnished the cadre strength as (101), as per which, as of the date of 04/11/2004, the reservation for STs at 6% of 101 works out to (6). Impliedly, (6) vacancies are reserved for ST candidates in (100) vacancies. Out of (6) STs, (3) were already working. Therefore, (3) more ST candidates are entitled to the (3) reserved vacancies. Therefore, the Petitioner pleaded that he is the claimant for one out of the (3) reserved vacancies under R.O.R.

Thus he finally argued that the (9) excess promotions, viz., (4) in the panel year 2001-02 & (5) in the panel year 2002-03, were diverted. He further argued that in the process of reorganization & upgradation, the government neither created any new posts of P&EIs nor new P&E Stations. Only the status of some of the P&E stations has been upgraded ie, which are hitherto headed by the officers of the cadre of the P&ESIs, will thereafter be headed by regular P&EIs or



P&Es/P&ESIs with full additional charge (FAC) and under the reorganization & up-gradation of posts, the DC's squad, Mobile Parties, and the Border Mobile Parties (BMPs) were abolished, and the working officers & staff were accommodated in the upgraded posts of P&E Stations. Thus, the cadre strength of P&Es was neither reduced nor increased. Therefore, appointments by promotion or transfer for such vacancies on a regular basis by holding D.P.C. meetings do not arise. (8) clear vacancies for the panel year 2003-04 were diverted to give promotions in the panel years 2000-01, 2001-02 & 2002-03 to those who were on long leave or under suspended from service or in guise of reorganization of Prohibition & Excise Stations and up-gradation of the posts of P&Es (S.H.O.s) and the authorities sidelined the (8) vacancies by conveniently stating that "there are no vacancies for the panel year 2003-04."

9. The authority ie, Commissioner, Prohibition and Excise has informed that the excess candidates in the panel years 2001-02, 2002-03 are due to the arising vacancies on account of reorganization of the P&E Stations & upgradation of posts. Further assured that the relevant files will be sought from the concerned office and examined in detail is there is any procedural lapse and necessary action will be taken by placing it in the notice of the Secretary of the Department.

10. After hearing to the petitioner and authority the following observations/recommendations are made and the Action Taken Report may be submitted in 30 days.

1. The following original records/files to be produced before Hon'ble Member of the NCST for verification & examination.
  - D.P.C. proceedings dated 29/10/2002 and its approval letter/proceedings of the panel for the year 2002-2003.
  - File relating to Cr.No.14006/2000/CPE/L3 dated 29/10/2002 of C.P&E's office, Telangana.
  - File relating to Rc.No.1671/2002/P&E/A1 dated 31/10/2002 of DC, P&E, Warangal.
  - Any other record secured from any source for the purpose of retrieving the information available in the "not traceable file/record" relating to the panel year 2002-03 & 2003-04.
  - Cyclic Points Register of DC's office, Warangal.
  - Roster Points Register of DC's office, Warangal.
  - File No.1305/2004/PE/A1 dated 08/06/2004 of DC, P&E, Warangal.
  - File No.15258/2004/CPE/L3 dated 04/11/2004 of C.P&E's office.
  - File relating to & up gradation of Stations & Reorganization of Dept.
2. The Petitioners request under the RTI application on 09/02/2016, where he applied for a copy of the D.P.C. proceedings of the panel years 2001-02 to 2005-06 (5 panel years) for which it is informed that there was no response from the Public Information Officer of C.P&E.'s office, Hyderabad may be examined and requisite information may be provided to the petitioner.
3. The particulars of zonal-wise cadre strength, number of working, number of SC/STs existing, etc., of D.C., P&E, Warangal for erstwhile Zone-V may be submitted to NCST.
4. Owing to the complexity of the issue, the Commissioner, Prohibition and Excise Department may hear to the grievance of the petitioner and if found genuine, the notional promotion may be given to Sri. Angothu Kishan, in the cadre of Prohibition & Excise Inspector in the erstwhile Zone-V (Warangal Division) in the panel year 2002-03 or 2003-04 as the C.P&E., Telangana/competent authority as per the existing Rules in force in the Roster Point-8 reserved for the ST candidate as proposed by the DC, P&E, Warangal (Appointing Authority) in his Rc. No. 538/2016/P&E/A1 dated 04/01/2017 addressed to the C.P&E., Telangana, Hyderabad, with all consequential benefits such as promotions, monetary benefits etc.
5. The petitioner may be provided with Spl. Casual leave and TA as per his entitlement for attending to the Hearing of NCST.

(Jatothu Hussain)

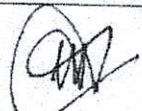
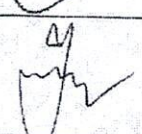
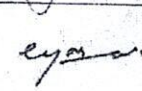
जाटोतु हुसैन / Jatothu Hussain  
सदस्य / Member  
भारत सरकार / Government of India  
राष्ट्रीय अनुसूचित जातजाति आयोग  
National Commission for Scheduled Tribes  
नई दिल्ली - 110 054



(6)

F. No. NCST/SER-1638/TS/43/2024-RO-BHUV/RU-III

List of participants of the sitting held on 6.11.2025 at ..... under the chairmanship of Shri Jatothu Hussain, Hon'ble Member, NCST at Hyderabad.

Sr. No.	Name and Designation	Address & Phone No.	Signature
I	<u>National Commission for Scheduled Tribes</u>		
1.	Dr. P.Kalyan Reddy Director		
2.	NCST Officials		
3.			
II	<u>PRINCIPAL SECRETARY, REVENUE DEPT.</u>		
Sr. No.	Name, Designation and Address	Phone No.	Signature
III	<u>SECRETARY AND COMMISSIONER, PROHIBITION AND EXCISE DEPT.</u>		
1.	Ch. Hari Kiran Commissioner, Prohib & Excise	9/0 Commr, Abkari Bhawan, M.J. Road, Hyd-1	
2.	S.Y. Qureshi, Addl. Commr i/c	do	
3.	G. Arjun Rao.	DC. Warangal.	
IV	<u>Petitioner</u>		
1.	A. Kishan	Delhvi	