



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-2477/MFIN/31/2025-RU-III

Dated:- ~~20.01.2026~~
03.2.2026

To,

The Chairman,
Central Board of Direct Taxes
Ministry of Finance,
North Block, New Delhi-110001

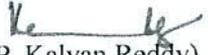
Sub: Denial of Reinstatement by CBDT - a representation dated 17.07.2025 of Shri Sanjeet Kumar, Former Senior Accountant, Department of Principal Chief Controller of Accounts, CBDT, Lok Nayak Bhawan, New Delhi.

महोदय/महोदया,

I am directed to enclose herewith a copy of the minutes of the sitting held on 20.1.2026 under the chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes (NCST) at New Delhi on the above mentioned subject.

It is requested that the action taken/ to be taken in the matter may be submitted to NCST within due course of time, for placing it before Hon'ble Commission.

Yours faithfully,


(Dr. P. Kalyan Reddy)
Director
Ph No. 011-20819841

Copy for information:-

1. Shri Sanjeet Kumar,
5/345 Trilok Puri
East Delhi-110091(sanjeetkumar1093@gmail.com Mobile No:8860603021)
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 Lok Nayak Bhawan, New Delhi in the case of Shri Sanjeet Kumar, former Senior Accountant, Department of Principal Chief Controller of Accounts, CBDT, Lok Nayak Bhawan, New Delhi regarding Denial of reinstatement by CBDT.

F. No. NCST/SER-2477/MFIN/31/2025-RU-III

Date of the Sitting: 20.1.2026, 8:20 PM

Participants in the Sitting: As per Annexure

Shri Sanjeet Kumar, Senior Accountant, Department of the Principal Chief Controller of Accounts, CBDT, Lok Nayak Bhawan, New Delhi, vide his representation dated, has stated that he belongs to the Scheduled Tribe community and had resigned from service on 21.03.2014 to contest the Lok Sabha election from Dausa (Rajasthan), which he lost, and thereafter submitted an application on 21.05.2014 seeking withdrawal of resignation within the stipulated 90-day period. He has alleged that despite his request being forwarded to the Department of Personnel & Training, his reinstatement was arbitrarily declined, causing him severe mental harassment and financial hardship, even though his conduct during the interim period was unblemished and there was no violation of conduct rules. He has contended that his case is covered by judicial precedents including CAT in O.A. No. 3994/2013 (Manisha Sharma vs GNCTD) and Delhi High Court judgment in Nirmal Verma vs MCD, and has also cited the reinstatement of IAS officer Shah Faesal with DoPT approval. The petitioner has alleged discrimination and unequal treatment, particularly in view of his Scheduled Tribe status, stating that he is the sole breadwinner of his family and that denial of reinstatement violates Articles 14, 16 and 21 of the Constitution. He has prayed for intervention by the Commission to direct the concerned authorities to reconsider his case, inquire into possible caste-based discrimination, and grant reinstatement with consequential benefits including release of pay and arrears.

2. NCST vide notice dated 23.07.2025 sought facts and comments from the Chairman, Central Board of Direct Taxes, New Delhi within 30 days from receipt of the Notice. The CBDT vide letter no. Estt-I/PCCA/CBDT/Misc(Sanjeet)/2025-26/971 dated 20.08.2025 has informed that the resignation of Shri Sanjeet Kumar, former Senior Accountant, was tendered on 24.03.2014 and accepted by the competent authority, with his relief from duties on 31.03.2014. It has been stated that his request for withdrawal of resignation dated 21.05.2014 was forwarded to the Department of Personnel & Training (DoPT), which vide its ID Note dated 22.12.2014 declined the proposal on the ground that the case did not fulfill the conditions prescribed under Rule 26(4) of the CCS (Pension) Rules, 1972, and the rejection was communicated to him on 05.01.2015. It has further been informed that his subsequent representation dated 25.06.2018 was also rejected on 21.08.2018, and thereafter he filed OA No. 03/2019 before the Hon'ble Central Administrative Tribunal, New Delhi which vide order dated 19.11.2024 directed issuance of a reasoned and speaking order. In compliance, a speaking order dated 26.12.2024 was issued reiterating the earlier decision. The authority has categorically stated that the allegation of denial of reinstatement on account of Scheduled Tribe status is baseless, as the case was decided strictly as per extant rules, without reference to caste or community, and the same process is followed for all similarly placed cases.

3. NCST has decided to discuss the issue with the authority and the petitioner on 20.01.2026. Accordingly, a Sitting Notice was sent on 09.01.2026. The CBDT vide order no. 274/2025-26 dated 20.1.2026 had deputed Sr. AO and AAO, LCS Section, CBDT (HQ) for attending the sitting.

4. In the sitting, the above officers of CBDT and petitioner were present. The petitioner has reiterated his earlier submission and stated that DoPT has not given correct opinion in his case. The officers of CBDT has reiterated their earlier submission of 20.8.2025. The petitioner has also approached the Hon'ble CAT, New Delhi, as per directions of Hon'ble CAT, a speaking order was also issued.

5. After discussion with the officers of CBDT and petitioner, the following recommendations were made and action taken may be submitted to NCST in due course of time.

- The Chief Controller of Accounts, CBDT may again take up the matter with the DoPT for acceptance of withdrawal of resignation of the petitioner.

(Jatothu Hussain)
जाटोतु हुसैन / Jatothu Hussain
सदस्य / Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार / Govt. of India
नई दिल्ली / New Delhi

