

**CENTRAL ADMINISTRATIVE TRIBUNAL, JABALPUR BENCH**  
**JABALPUR**

**Original Application No.200/00372/2020**

Jabalpur, this Tuesday, the 28<sup>th</sup> day of July, 2020

**HON'BLE SHRI RAMESH SINGH THAKUR, JUDICIAL MEMBER**  
**HON'BLE MS. NAINI JAYASEELAN, ADMINISTRATIVE MEMBER**



Vipin Shrivastava,  
Aged about 40 yrs,  
S/o Shri N.K. Shrivastava,  
Occupation-Asst. Engineer (Q.A.)  
(C.Q.A.W.) Gun Carriage Factory  
Jabalpur (M.P.)

**-Applicant**

(By Advocate –**Shri Anil Lala**)

**V e r s u s**

1. Union of India,  
Through the Secretary  
Ministry of Defense  
Govt. of India,  
101 South Block  
New Delhi-110001

2. The DDG (Coord), Department of  
Defense Production, (DGQA)  
Directorate of Quality Assurance  
Nirman Bhavan P.O. New Delhi-11

3. The Gun Carriage Factory Jabalpur  
Through the General Manager  
Distt-Jabalpur (M.P.)

**- Respondents**

(By Advocate –**Shri S.P. Singh**)

**ORDER (Oral)****By Ramesh Singh Thakur, JM:-**

This Original Application has been filed against order dated 10.07.2020 (Annexure A/1) whereby the applicant has been transferred from Jabalpur to New Delhi.



2. The main grounds for challenging the transfer order are that the applicant is a diabetic patient and taking regular medicine to control his ailment as per the medical advisory issued by WHO. Such patients are much prone to viral infection. It has been submitted by the applicant that due to COVID-19 getting infection from such virus is probable. It has been further submitted by the applicant that he is the only male member of family to take care of his family consisting of wife and small children and the whole family is scared of the posting at New Delhi.

3. It has been specifically submitted by the learned counsel for the applicant that the applicant has made a representation dated 14.07.2020 (Annexure A/3) which is pending.

4. It has been submitted by the learned counsel for the applicant that till date the order of transfer has not been implemented and the applicant will be satisfied if the

respondents are directed to decide the above representation in a time bound manner.

5. We have considered the matter and we are of the opinion that the natural justice would be met if the respondents are directed to decide the said representation in a time bound manner specifically when the respondents have not decided the representation.



6. Resultantly the respondents are directed to decide representation dated 14.07.2020 (Annexure A/3) within a period of three weeks and till then the transfer order dated 10.07.2020 (Annexure A/1) qua the applicant shall not be implemented.

7. Needless to say that the respondents shall pass the speaking and reasoned order as per the contention raised in the representation dated 14.07.2020 (Annexure A/3).

8. With these directions, this Original Application is disposed of at the admission stage itself.

**(Naini Jayaseelan)**  
**Administrative Member**

**(Ramesh Singh Thakur)**  
**Judicial Member**