

**Central Administrative Tribunal
Ernakulam Bench**

O.A No.180/00233/2021

Tuesday, this the 8th day of June, 2021

CORAM:

Hon'ble Mr. P.Madhavan, Judicial Member

Hon'ble Mr.K.V.Eapen, Administrative Member

John C.Varghese, aged 58 years

S/o.Cherian Varghese

Assistant Project Officer

CSWB posted at Kerala State Social Welfare Board

Thiruvananthapuram – 680 012

residing at No.16, Lijoel Cottage,

Behind Christ The Kind School

Ramamurthy Nagar, Bengaluru – 560 016

Karnataka.

- Applicant

(By Advocate: Mr.R.Sreeraj)

Versus

1. The Union of India
Represented by its Secretary
to the Government of India
Department of Women and Child Development
Ministry of Women and Child Development
New Delhi – 110 001
2. The Chairperson, Central Social Welfare Board
Ministry of Women and Child Development
Sasthri Bhavan, New Delhi – 110 001
3. Executive Director, Central Social Welfare Board
Samaj Kalyan Bhavan, B-12, Qutab Institutional Area
South of IIT, New Delhi – 110 603

- Respondents

(By Advocate: Mr.C.P.Ravikumar,ACGSC)

The O.A having been heard on 8th June, 2021, this Tribunal delivered the following order on the same day:

ORDER (ORAL)

P.Madhavan, Judicial Member

This Original Application has been filed by the applicant seeking the following reliefs:

“ (i) *Declare that the inaction on the part of the 2nd and 3rd respondents in considering the request of the applicant for a transfer to the State Social Welfare Board, Karnataka at Bengaluru is illegal, arbitrary, unjust, unreasonable and irrational and that it violates Articles 14 and 16 of the Constitution of India.*

(ii) *Direct the 2nd respondent to consider the applicant for a transfer to the State Social Welfare Board, Karnataka at Bengaluru and to grant him such transfer forthwith.*

(iii) *Such other relief as may be prayed for and this Hon'ble Tribunal may deem fit to grant.*

(iv) *Grant the cost of this Original Application. ”*

2. When the matter came up for admission hearing, it appears that Annexures A-3, A-4 and A-5 representations given by the applicant are still pending with the respondents and no order has been passed on these representations. Learned counsel for the applicant submits that the applicant will be satisfied, if a direction is given to the respondents to dispose of the representations produced as Annexures A-3, 4 & 5 on merit within a time frame.

3. Adv.Mr.C.P.Ravikumar,ACGSC takes notice on behalf of the respondents and submits that he has no objection in disposing of the representations, if any, pending with the respondents.

4. In view of the limited relief sought for, **the competent authority is directed**

to consider Annexures A-3,4 & 5 representations in the light of relevant rules and regulations on the subject and pass a reasoned and speaking order within a period of 3 months from the date of receipt of this order.

5. The Original Application is disposed of as above. No costs.

(K.V.Eapen)
Administrative Member

(P.Madhavan)
Judicial Member

SV

List of Annexures

Annexure A1 - True copy of the representation dated 28.1.2019 submitted by the applicant.

Annexure A2 - True copy of the recommendation dated 6.9.2019, preferred by the Chairperson, State Social Welfare Board, Kerala to the 2nd respondent.

Annexure A3 - True copy of the representation dated 9.6.2020 submitted by the applicant's mother to the Hon'ble Minister for Women and Child Development, Government of India

Annexure A4 - True copy of the representation dated 23.10.2020 submitted by the applicant's mother to the 2nd respondent

Annexure A5 - True copy of the representation dated 1.6.2021 submitted by the applicant to the 3rd respondent

Annexure A6 - True copy of the Letter No.KSSWB/FO/APO/JCV/2021-22/22 dated 1.6.2021 of the Chairperson, State Social Welfare Board, Kerala.

. . .