

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL,  
ALLAHABAD BENCH, ALLAHABAD.

O.A. NO.  
T.A. NO.

868/90

199

DATE OF DECISION 8.5.92

Sri R.A. Kureel

PETITIONER

Sri C.P. Jhildayal & H.B. Singh.

Advocate for the Petitioner(s)

Versus

The Union of India & others.

RESPONDENT

Sri K.C. Sinha

Advocate for the Respondent(s)

CORAM :

The Hon'ble Mr. Justice U.C. Srivastava- W.C.

The Hon'ble Mr. A.B. Gorthi - A.M.

1. Whether Reporters of local papers may be allowed to see the judgment ? ✓
2. To be referred to the Reporter or not ? ✓
3. Whether their Lordships wish to see the fair copy of the Judgment ? ✓
4. Whether to be circutated to all other Benches ?

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GHANSHYAM

⑤      2/1

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL- ALLAHABAD BENCH, Allahabad.  
O.A. NO. 868 OF 1990.

R.A. Kureel..... Applicant.

Versus

The Union of India & others..... Respondents.

Hon'ble Mr. Justice U.C. Srivastava- V.C.  
Hon'ble Mr. A.B. Gorthi- A.M.

(By Hon'ble Mr. Justice U.C. Srivastava- V.C.)

~~By means of this application,~~ this application has been  
directed against the transfer order, dated 15.5.90.

The applicant has been transferred from Kanpur to Poona. He gave a choice of Faridabad and Calcutta, meaning thereby so far as the transfer is concerned, he was agreeing <sup>him</sup> to go out of Kanpur, but not at Poona because of certain ~~xxx~~ other difficulties. <sup>He</sup> Further contended that T.A./D.A. and movement order was not given to him and that is why he has not moved during the two years and staying at Kanpur. At the same time he also says that he being a member of Scheduled Caste community, he should not have been transferred. There is no such order or circular under which it can be said that a member of Scheduled Caste ~~xxxxxxx~~ community should not be transferred at all. More so the applicant cannot be given benefit of the said G.O. in view of the fact that he himself gave a choice of two stations. Any how, may be that under the certain mistakes and mis-apprehension, the applicant stayed at Kanpur notwithstanding the consequences which may ensue, <sup>the</sup> result of staying at Kanpur. However he has filed a representation and it is expected that the respondent will <sup>now</sup> not ~~not~~ consider the representation and decide it within a period of two weeks. It is expected that the applicant may be allowed to stay at Kanpur or transfer him to some other station as the transfer order has come to an end and some one must have been posted at Pune. It is desirable that he may be given a place



of choice. However the applicant himself is also responsible for delay. The applicant will not be entitled salary for this period. With these observations, the application is disposed of finally. A copy of the order may be given to the applicant within three days, from the date of communication of this order.

*[Signature]*  
A.M.

*[Signature]*  
Vice Chairman.

Dated: May 8, 1992.

(DPS)