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CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH, ALLAHABAD

Original Application No: 1659 of 1994

This, 19th The Day of, November, 1994

Shri Bhanu Pratap Singh aged about 41 years
S/O Sri L.P. Singh, R/O 145, b/4 Katju Nagar,
Allahabad.

Applicant.

By Advocate Shri B.P. Srivastava
Shri R.K. Pandey

Versus

Union of India & Ors. Respondents.

Coram:

Hon'ble Mr. T.L. Verma, Member-J

O R D E R

Heard Shri B.P. Srivastava, learned counsel
for the applicant on admission.

2. This application has been filed for quashing
the order dated 21.10.1994 whereby the applicant has
been transferred from the office of the Temporary Division-
Magh Mela P.W.D. Allahabad to the office of Executive
Engineer Flood Works Division Allahabad. Shri B.P. Srivastava
learned counsel for the applicant has assailed the ~~impugned~~ ^{impugned}
order of transfer on the ground of malafide. In support
of his contention, he stated that the applicant has been
transferred twice within a period of 4 months. He was
earlier transferred from Mirzapur to Allahabad and
thereafter, by the impugned order, he has been transferred
from the office of the Temporary Division-I Magh Mela
to the office of the Executive Engineer Flood Works
Division. This, by itself, according to him, was an

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evidence of malafide. The first transfer from Mirzapur to Allahabad, it is admitted, was made on the request of the applicant himself. The second transfer which is impugned in this application, ~~is~~ ^{termed} infact, cannot be ~~turned~~ as transfer in the strict sense of the term because the applicant has been moved from one office to the another office in the same town. This being so, I am satisfied that neither malafide can be inferred from this transfer, nor any right of the applicant ^{can be said to} have been violated. That being so, I find no merit in this application and the same is dismissed in limine.

J. K. Sinha
Member-J

/jw/