

CENTRAL ADMINISTRATIVE TRIBUNAL ALLAHABAD BENCH

Allahabad this is the 19th September 1994.

Original Application No. 1155 of 1994

Hon. Mr. S. Dayal, Administrative Member

Arvind Kumar Sharma, S/O Shri O.P. Sharma, Resident
of 44, Sarla Bagh Colony, Dayal Bagh, Agra.

By Shri M.A. Haseen

.... Applicant

Versus

1. Union of India through the Secretary, Ministry of Tele Communication, New Delhi.
2. The District Telecom Manager, Agra, C.T.C Compound Agra.
3. The Divisional Engineer Telephones (Administration) C.T.C. Compound, Agra.
4. The Chief General Manager, U.P. Telecommunication, Lucknow.

.... Respondents.

O R D E R

By Hon'ble Mr. S. Dayal, Member 'A'

Shri M.A. Haseen counsel for the applicant.
Heard counsel for the applicant. He was asked last time to incorporate amendment in the application which has been done.

2. Today counsel for the applicant argued that the transfer has been result of news item as at Annexure A-1. He has argued that the F.I.R. (annexure 1 of the amendment application) and the charge sheet (annexure A-2 of the amendment application) do not contain the name of the applicant. He has further argued that three of the employees transferred by the same order had filed an O.A. before Single Member in Lucknow bench of this Tribunal and they

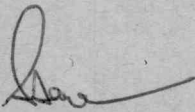
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had been granted interim stay on the transfer.

3. The Supreme Court are quite clear on the point of interference by the Tribunal in the transfer orders in their recent Judgement and have laid down that interference shall only be made on the ground of malafide or statutory bar. No such case is made in this application. Therefore, this application is not admitted and stands dismissed.


Member-A

Allahabad.

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