

A-2
OPEN COURT
RESERVED

CENTRAL ADMINISTRATIVE TRIBUNAL
ALLAHABAD BENCH
ALLAHABAD

Dated: This the 12th day of April 2006.

Original Application No. 392 of 2006.

Hon'ble Mr. K.B.S. Rajan, Member (J)

Smt. Sudha Pathak, W/o Sri P. Pathak,
R/o Jeonpur, Azamgarh. Presently posted as
Art Teacher, Jawahar Navodaya Vidyalaya, Jeonpur,
AZAMGARH.

.....Applicant

By Adv: Sri R.P. Singh

V E R S U S

1. Union of India through Secretary,
Ministry of HRD, Govt. of India,
NEW DELHI.
2. Commissioner, Navodaya Vidyalaya Samiti,
A-28 Kailashpura,
NEW DELHI.
3. Deputy Director/Deputy Commissioner,
Navodaya Vidyalaya Samiti, IIIrd Floor,
Lekhraj Panna, Sector II, Vikas Nagar,
LUCKNOW.
4. Principal, Jawahar Navodaya Vidyalaya, Jeonpur,
AZAMGARH.

.....Respondents

By Adv: Sri N.P. Singh

O R D E R

For applicant: Sri R.P. Singh

For respondents: Sri N.P. Singh

62 ✓
The applicant is aggrieved by the transfer order dated 31.3.2006 whereby she is being shifted from Azamgarh to North Eastern Region. Various grounds have been raised in the OA in respect of the challenge. The applicant's counsel has also submitted that the Principal Bench of the Tribunal

A-2/2

by order dated 7.4.2006 in OA No. 776/06 (PB) dealt with the very same transfer order in respect of another teacher and disposed of the same and stayed the transfer order.

2. Applicant's counsel submits that to his knowledge till at least 7.4.2006 the applicant has not been relieved and she is on leave.

3. Taking into account the above facts this OA is disposed of with the direction to the respondents to finalise the representations filed by the applicant and decide the issue.

4. A copy of the OA is made available to the standing counsel who may transmit the same to respondent No. 2 to enable them to take into account the grounds raised in this OA as a part of the representation. The representation be decided within 4 weeks from the date of communication of this order. OA is disposed of. Till the disposal of the representation it is provided that order dated 31.3.2006 qua the applicant shall remain in suspended animation. No cost.



Member (J)

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