

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
AHMEDABAD BENCH, AHMEDABAD.

RA/M.A./O.A./T.A./ 276 1989

H M Parmar Applicant (s).

Shailish Brahmbhatt Adv. for the
Petitioner (s).

Versus

Union of India & Ors Respondent (s).

J D Agrawal Adv. for the
Respondent (s).

SR NO.	DATE.	ORDERS.
		Transf- (Copy served)
9/5/89		Pl issue notice of P.A with IL to sympo. pending Admission with IL. regarding non acceptance of notice of Pet. No. 283. - Affidavit filed by applicant's counsel on 10 Jan i.e. 6/1/89. Gm 6/1
13/2/89		FAR IL
11/2/89		RAF IL (IL change from 13/2/89 to 11/2/89 due to Adv. of Petitioner has mention in the Court for put this matter on 11/2/89.)
19/2		Pl issue notice of Continuation of IL to sympo. A.A with IL

Coram : Hon'ble Mr. P.H. Trivedi : Vice Chairman
Hon'ble Mr. P.M. Joshi : Judicial Member

4/7/1989

Heard Mr. Shailesh Brahmhatt and Mr. J.D. Ajmera, the learned advocates for the applicant and the respondents. Learned advocate for the petitioner states that he alleges malafide because he has been proceeded against ⁱⁿ departmental enquiry and has been transferred to Surat vice Shri Hanuman Prasad. In case of Shri Hanuman Prasad transfer orders will be effected only on 1/9/1989 while in the applicant's case the transfer is ordered with immediate effect. Learned advocate for the respondents states that on instructions he has ascertained that there are two posts at Surat and the applicant is being transferred to a post other than that held by Shri Hanuman Prasad. In terms of the order which is impugned, It is clear therefore that a transfer of the applicant vice Shri Hanuman Prasad does not have any justification if the intention is that the petitioner is to be transferred to Surat in another post. There is at this stage ~~some~~ justification for allowing ad-interim relief regarding staying the impugned transfer order ~~qua~~ until 10th July, 1989. the applicant. The case be posted on 10/7/1989 for admission and continuation of interim relief. Direct service permitted at the request of the learned advocate for the petitioner.

(P.H. Trivedi)
Vice Chairman

(P.M. Joshi)
Judicial Member

a.a.bhatt