

**CENTRAL ADMINISTRATIVE TRIBUNAL
ERNAKULAM BENCH**

O.A. NO. 347 OF 2009

Tuesday, this the 2nd day of June, 2009.

CORAM:

HON'BLE Dr.K.B.S.RAJAN, JUDICIAL MEMBER

K.Habsabi

Primary School Teacher

Government Senior Basic School, Kalpeni Island

Lakshadweep (Now on transfer to Amini) ...

Applicant

(By Advocate Mr. V.B.Hari Narayanan)

versus

1. Union of India represented by the Administrator
Union Territory of Lakshadweep
Kavaratti - 682 555

2. The Director of Education
Union Territory of Lakshadweep
Kavaratti ...

Respondents

(By Advocate Mr. S.Radhakrishnan)

The application having been heard on 02.06.2009, the Tribunal on the same day delivered the following :

ORDER

HON'BLE Dr.K.B.S.RAJAN, JUDICIAL MEMBER

The applicant who stands transferred from SBS, Kalpeni to JBS(C) Amini has moved this OA challenging her transfer on the grounds as given in Para 5. Counsel for applicant submits that Annexure A-3 representation has not so far been disposed of by the Director of Education and in case the respondents consider the same favourably the impugned order may be modified by them.

2. The applicant already stands relieved and it is stated that she is on leave.

3. Counsel for respondents submits that Annexure A-3 would not so far been disposed of.

4. In view of the fact that the applicant has immediately moved, the respondents vide Annexure A-3, it will be in the fitness of things that Respondent No.2 be directed to consider the request of the applicant on its own merit and if justified Respondent No.2 or any other competent authority may pass suitable orders in this regard. Respondent No.2 shall consider Annexure A-3 within a period of two weeks from the date of communication of a copy of this order. No opinion on the merit of the case is expressed.

5. OA is disposed of accordingly. No costs.

Dated, the 2nd June, 2009.



DR.K.B.S.RAJAN
JUDICIAL MEMBER

VS