

**CENTRAL ADMINISTRATIVE TRIBUNAL
ERNAKULAM BENCH**

O.A.No.379/2007

Wednesday, August 22 2007.

CORAM :

HON'BLE MR.GEORGE PARACKEN, JUDICIAL MEMBER

N.A.Krishnan Kutty

Head Havildar,

Customs Preventive Commissionerate,

C.R. Buildings, I.S.Press Road,

Kochi.

.... Applicant

By Advocate Mr.P.Santhosh Kumar

V/s.

- 1 The Secretary to Government,
Ministry of Finance,
Department of Revenue,
Central Board of Excise & Customs,
New Delhi
- 2 The Chief Commissioner,
Central Excise and Customs,
Headquarters, Cochin.
- 3 The Commissioner
Commissionerate of Central Excise & Customs,
(Headquarters), Cochin-10
- 4 The Joint Commissioner (P&V)
Commissionerate of Central Excise & Customs,
Headquarters, Cochin – 10. ... Respondents

By Advocate Mrs.Mini R Menon ACGSC

The application having been heard on 22.8.2007 the Tribunal, on the same day delivered the following:

(ORDER)

Hon'ble Shri George Paracken, Judicial Member

The applicant has filed the present OA aggrieved by the Annexure A-1 order dated 3/8/2005 transferring him from ACC UB Calicut

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to Customs Preventive Commissionerate (Head Quarters)Cochin. He has challenged the transfer order on the ground that Group 'D' staff are liable to be transferred only within the commissionerate.

2 During the pendency of this OA, the applicant has filed Annexure R-1 representation dated 28/5/2007 requesting to transfer him to C.P.U.Chavakkad. The respondents duly considered his case and revised the Annexure A-1 transfer order and issued a modified Annexure R-2 transfer order transferring him to the requested station, namely CPU, Chavakkad. The applicant's counsel still insists that the Applicant should not have been transferred to a different commissionerate. I find this argument quite/strange. When the applicant himself has requested for a transfer to CPU Chavakkad and the Respondents have granted the same, I do not find any reason for this OA to survive any further and therefore the same is dismissed.

3 No costs.


GEORGE PARACKEN
JUDICIAL MEMBER

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