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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL : HYDERABAD BENCH  
AT HYDERABAD.

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O.A. No. 720/94.

Dt. of Decision : 28.6.94.

Mr. I. Sankar Prasad

.. Applicant.

Vs

1. The Postmaster - General,  
Vijayawada Region,  
Vijayawada - 2.

2. The Chief Postmaster-General,  
A.P., Circle, Abids, Hyderabad-1, .. Respondents.

Counsel for the Applicant : Mr. Krishna Devan

Counsel for the Respondents : Mr. N.R.Devaraj, Sr.CGSC.

CORAM:

THE HON'BLE SHRI JUSTICE V.NEELADRI RAO : VICE CHAIRMAN

THE HON'BLE SHRI A.B. GORTHI : MEMBER (ADMN.)

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O.A.NO.720/94.

JUDGMENT

Dt: 28.6.94

(AS PER HON'BLE SHRI JUSTICE V.NEELADRI RAO, VICE CHAIRMAN)

Heard Shri Krishna Devan, learned counsel for the applicant and Shri N.R.Devaraj, learned standing counsel for the respondents.

2. The applicant who is working as Postal Assistant (SBCC) in the Head Post Office at Gudivada was transferred to Bapatla after he completed the tenure period of four years in Gudivada. Before that order was passed, the applicant made a request to transfer him either ~~at~~ <sup>to</sup> Vijayawada where his wife is working in the Postal Department, or Guntur <sup>on Mangalagiri</sup> (All the employees in the Postal Department are being requested to give preference in regard to the place <sup>if all vacant</sup> that may ~~be chosen by them~~, when it is necessary to transfer them on completion of tenure period at a particular place and accordingly the applicant also made the request). As Bapatla is far away from Vijayawada, the applicant and the one who is posted at Tenali made request for mutual transfer. But the said request for mutual transfer was not accepted, and one who is posted <sup>at</sup> Gudivada was transferred to Bapatla, and the applicant was retained at Gudivada as <sup>he</sup> ~~his~~ request <sup>ad</sup> for retention at Gudivada till his representation for transfer to Vijayawada is disposed of.

3. It is now represented for the respondents that as ~~xxx~~ it is not now possible to post the applicant in Vijayawada <sup>or</sup> Mangalagiri or Guntur or places <sup>nearest to</sup> ~~preferred~~

contd....


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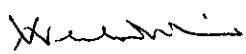
Vijayawada,  
~~by him~~, he is retained at Gudivada and his case for transfer would be considered along with the requests for others in all the vacancies that may arise in Vijayawada and around.

4. This is not a case where violation of any statutory rules had arisen nor the applicant attributed any malafides to PMG, the competent authority who ordered transfer.

5. Thus, there are no circumstances ~~makkan~~ to warrant interference with the impugned order whereby the applicant is retained at Gudivada for the time being. We hope that the 1st respondent will naturally consider the request of the applicant keeping in view the similar requests from other employees for transfer to any of the places referred to by the applicant or any place around Vijayawada, as and when vacancy arises.

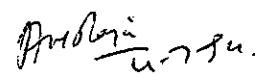
6. The OA is ordered accordingly at the admission stage. No costs.

  
(A.B. GORTHI)  
MEMBER (ADMN.)

  
(V. NEELADRI RAO)  
VICE CHAIRMAN

DATED: 28th June, 1994.  
Open court dictation.

vsn

  
Deputy Registrar (DCC).

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A.B. Gorkh

28-6-1994

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720/94

Internal Instructions

11/11/94

11/11/94

11/11/94 with direct order  
to order to order

Central Administrative Tribunal  
DESPATCH  
11 JUL 1994  
HYDERABAD BENCH

11/11/94