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DATE OF JUDGMENT: 25.4.95

L. SREEPATHI RAO

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**'APPLICANT**

AND

1. The Director General,  
Doordarshan,  
New Delhi.
2. The Chief Engineer,  
o/o Director General,  
Mandi House,  
New Delhi.
3. The Station Engineer,  
Doordarshan Maintenance Centre,  
Ganeshnagar, Colony,  
Ramanthapur,  
Hyderabad.
4. Shri Thalle Swamy,  
Asstt. Engineer,  
Doordarshan Kendra,  
Hyderabad.

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## RESPONDENTS

P.B.VIJAYAKUMAR  
KOSMENAKKARXREKEX

SHRI N.R.DEVARAJ  
Sr./Addl.CGSC

HON'BLE SHRI JUSTICE V.NEELADRI RAO, VICE CHAIRMAN.  
HON'BLE SHRI R.RANGARAJAN, MEMBER (ADMN.)

CONTD . . . .

(9)

O.A.NO.533/95.

JUDGMENT

Dt:25.4.95

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

Heard Shri P.B.Vijaya Kumar, learned counsel for the applicant and Shri N.R.Devaraj, learned standing counsel for the respondents.

2. The applicant herein is challenging the impugned order dated 27.3.1995 whereby he was transferred from Adilabad <sup>in</sup> Andhra Pradesh to Rewa in Madhya Pradesh. It is not ~~even~~ <sup>in</sup> controversy that if any employee of Door Darshan/All India Radio is transferred to a 'difficult station', he has to work for two years at that place and then <sup>he</sup> will be given option to suggest ~~xxxxxxx~~ three places to which he can be transferred after the period of two years in the 'difficult station' and to the extent possible such candidate will be accommodated <sup>the</sup> in place of his ~~xxx~~ choice. || The applicant is now working as Assistant Engineer in Doordarshan (LPT), Adilabad. He completed two years of service by the date of the impugned order. It is stated for the applicant that as he was not asked before the impugned order was passed about the place of his choice, he could not submit the same. Further the case of the applicant is that when he contacted the concerned as to why he was not asked to submit ~~his~~ place of choice, he was informed that it was not noticed that Adilabad is one of the 'difficult station' notified and hence he was not asked to submit

contd....

To

1. The Director General,  
Doordarshan, New Delhi.
2. The Chief Engineer,  
O/o Director General,  
Mandi House, New Delhi.
3. The Station Engineer, Doordarshan Maintenance  
Centre, Ganeshnagar colony,  
Ramantapur, Hyderabad.
4. One copy to Mr.P.B.Vijayakumar, Advocate, CAT.Hyd.
5. One copy to Mr.N.R.Devraj, Sr.CGSC.CAT.Hyd.
6. Sri Thalla Swamy, Asst.Engineer, Doordarshan Kendra, Hyderabad(R-4)
7. One copy to Library, CAT.Hyd.
8. One spare copy.

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that choice and after the same was noticed, the applicant was asked to convey the place of his choice by FAX or courier. It is stated for the applicant that he submitted even on 3.4.1995 the place of his choice and the same was forwarded to R-I.

3. This OA was filed praying for declaration that the impugned proceedings No.8/1/95-SIV(Vol.II), dated 27.3.1995 transferring him to Rewa ~~is~~ is arbitrary, illegal and discriminatory insofar as the applicant is concerned and hence the same has to be quashed and a direction has to be given to the respondents to post the applicant in <sup>one of</sup> the place of his choice and ~~xx~~ till then he should be retained at Adilabad.

4. In the circumstances, this OA is disposed of as under:-

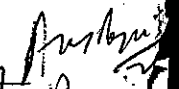
The representation dated 3.4.1995 of the applicant wherein he had referred to ~~his~~ place of choice has to be considered in accordance with the existing rules and the instructions. Till the same is disposed of, the applicant has to be retained at Adilabad. The impugned order dated 27.3.1995 is quashed.

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

  
(R. RANGARAJAN)  
MEMBER (ADMN.)

  
(V. NEELADRI RAO)  
VICE CHAIRMAN

DATED: 25th April, 1995.  
Open court dictation.

  
Deputy Registrar

TYPED BY

CHECKED BY

COMPARED BY

APPROVED BY

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
HYDERABAD BENCH AT HYDERABAD.

THE HON'BLE MR. JUSTICE V. NEELADRI RAO  
VICE- CHAIRMAN

AND

THE HON'BLE MR. R. RANGARAJAN: M(ADMIN)

DATED - 25-6/1995.

ORDER/JUDGMENT:

M.A./R.A./C.A.No.

O.A.No. <sup>in</sup> 533/95

T.A.No. (W.P.)

Admitted and Interim directions  
issued.

Allowed.

Disposed of with directions.

Dismissed. *along with OA copy.*

Dismissed as withdrawn

Dismissed for default.

Ordered/Rejected.

No order as to costs.

