

**CENTRAL ADMINISTRATIVE TRIBUNAL  
PRINCIPAL BENCH  
NEW DELHI**

**OA 3687/2015**

**this the 8<sup>th</sup> day of October, 2015**

**Hon'ble Mr. V.Ajay Kumar, Member (J)**

Shri M.S.Sunil  
S/o M.Subramaniam  
Currently posted as  
Sr. DSC/RPF, Delhi Division  
Panchkuian Road  
New Delhi  
(By Advocate: Shri Sujit K.Singh)

.... Applicant

VERSUS

1. Ministry of Railway through  
Member Staff  
Railway Board  
Rail Bhawan  
Raisina Road  
New Delhi

2. Director General  
Railway Protection Force  
Railway Board  
Rail Bhawan  
Raisina Road  
New Delhi

3. General Manager  
Northern Railways  
Baroda House  
New Delhi

4. Shashi Kumar  
Currently posted as  
Sr. DSC/RPF  
Hyderabad Division  
Hyderabad  
Telangana

.... Respondents.

**ORDER (ORAL)**

**By Hon'ble Mr.V.Ajay Kumar,**

Heard the learned counsel for the applicant.

2. The present application has been filed against the impugned Annexure A/1 transfer order dated 01.10.2015 in transferring the applicant from Delhi to Hyderabad on administrative grounds.

3. The learned counsel for the applicant submits that the applicant joined at Delhi in February, 2013 and that he has not completed the minimum tenure of 3 years as envisaged in letter dated 18.09.2014 at Annexure A-2. He has further submitted that just to accommodate the fourth respondent who is presently working at Hyderabad, the applicant is sought to be transferred to Hyderabad from Delhi. The learned counsel further submits that the transfer is in the middle of the academic year and applicant's children are studying in class 3rd & 6th and his mother in law is admitted for treatment in the hospital. Since the order was passed on 01.10.2015 and in view of the holidays in between he could not make representation against the transfer order. The learned counsel for the applicant submits that the applicant's prayer to stay the transfer order may be considered sympathetically as his transfer to Hyderabad is bound to affect adversely the studies of his children as well as the professional course his wife is pursuing and the illness of his aged mother-in-law, who is dependent on him. The applicant also submits that he is not yet been relieved from the present place of posting.

4. In the circumstances, the OA is disposed of, without going into the merits of the case, by permitting the applicant to make an appropriate representation to the respondents against the impugned transfer order within three days from today and on receipt of the same, the respondents shall consider the same and pass appropriate reasoned and speaking order

thereon within two weeks therefrom, in accordance with law. Till then the respondents shall maintain status quo.

No costs.

Order by **DASTI.**

**(V.Ajay Kumar )  
Member (J)**

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