

**Central Administrative Tribunal  
Ernakulam Bench**

OA/180/00575/2018

Wednesday, this the 23<sup>rd</sup> day of January, 2019

**C O R A M**

**Hon'ble Mr.E.K.Bharat Bhushan, Administrative Member**

**Hon'ble Mr.Ashish Kalia, Judicial member**

M.P.Saradhadevi  
Junior Intelligence Officer Grade-I  
Bureau of Immigration  
CIAL, Kochi-683 111  
Residing at Quarters No.11/2, SIB Complex  
Karshaka Road, Kochi-682 016.

Applicant

[Advocate: Mr.Vishnu S.Chempazhanthiyil]

**versus**

1. Joint Deputy Director (Establishment)  
Subsidiary Intelligence Bureau  
Vazhuthacaud, Thiruvananthapura-695 014
2. The Deputy Director  
Subsidiary Intelligence Bureau  
Vazhuthacaud, Thiruvananthapuram-695 014
3. Joint Director (Establishment)  
Intelligence Bureau Headquarters  
New Delhi-110 021.
4. Assistant Director  
Intelligence Bureau Headquarters  
New Delhi-110 021.
5. Director of Intelligence Bureau  
Intelligence Bureau  
New Delhi-110 021.
6. Union of India, represented by the  
Secretary  
Ministry of Home Affairs  
New Delhi-110 001.

Respondents

[Advocate: Mr. N.Anilkumar, SCGSC]

The OA having been taken up and heard on 23<sup>rd</sup> January, 2019, this Tribunal on the same day delivered the following order:

**O R D E R (oral)**

**By E.K.Bharat Bhushan, Administrative Member**

Heard learned counsel on both sides.

The primary grievance of the applicant is that her health conditions do not permit her to remain in a cold place such as Shillong where she is having physical difficulties. In the counsel statement filed on behalf of the respondents, the respondents have expressed readiness to accommodate the applicant either at Delhi, Jaipur or Meerut, on medical grounds. It is pointed out by the Standing Counsel for the respondents that she being a technical operator, the places to which she could be posted are limited. Learned counsel for the applicant submitted that even if she is a technical officer, she had been posted to other posts where no technical responsibilities existed.

2. We feel that the OA can be disposed of by directing the respondents to consider her for a suitable posting at any station other than Shillong, considering her medical condition. We do so. This decision could be taken in response to the representation stated to be pending as per Annexure A7. The OA stands disposed of.

(Ashish Kalia)  
Judicial Member

(E.K.Bharat Bhushan)  
Administrative Member

aa.

**Annexures filed by the applicant:**

- Annexure A1: Copy of the medical records in connection with the treatment availed by the applicant.
- Annexure A2: Copy of the medical certificate dated 1.12.2017 issued by the Superintendent, Oushadhi Panchakarma Hospital & Research Institute, Thrissur.
- Annexure A3: Copy of certificate dated 12.3.2018 issued by Hridya Multi Specialty Clinic, Kakkanad, Kochi.
- Annexure A4: Copy of order No.4/C-6/2018(5)-297 dated 8.3.2018 issued by the 3<sup>rd</sup> respondent.
- Annexure A5: Copy of the representation dated 12.3.2018 to the 3<sup>rd</sup> respondent.
- Annexure A6: Copy of the communication No.4/Estt/C-6/2015(10)-643-44 dated 5.6.2018 issued by the 4<sup>th</sup> respondent.
- Annexure A7: Copy of the request dated 7.6.2018 to the 3<sup>rd</sup> respondent.
- Annexure A8: Copy of the order No.4/C-6/2018 (5)-802 dated 27.6.2018 issued by the 3<sup>rd</sup> respondent.
- Annexure A9: Copy of the medical certificate dated 29.6.2018 issued by Medical Trust Hospital, Ernakulam.
- Annexure A10: Copy of the order No.4/C-6/2018(4)-800 dated 27.6.2018 issued by the 3<sup>rd</sup> respondent.
- Annexure A11: Copy of O.M. F.No.28034/9/2009-Estt (A) dated 30.9.2009 issued by the Department of Personnel & Training, New Delhi.
- Annexure A12: Copy of order No.4/C-3/2018 (2)-13174-253 dated 31.5.2018 issued by the 3<sup>rd</sup> respondent.
- Annexure A13: Copy of the web information regarding climatic condition as obtaining in Shillong.
- Annexure A14: Copy of the medical record to show that the applicant has undertaken treatment for tuberculosis.
- Annexure A15: Copy of the request dated 18.12.2017 submitted by the applicant to the 2<sup>nd</sup> respondent.
- Annexure A16: Copy of medical certificate issued by the Authorized Medical Attendant on 10.3.2017.
- Annexure A17: Copy of communication No.TCH/5/12(A)/09/6821 dated 15.11.2010 issued by the Superintendent, Tura Civil Hospital, West Garo Hills, Tura.