

**CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH**

Original Application No. 040/00301/2019

Date of Decision: This the 16th day of September 2019

THE HON'BLE MR. NEKKHOMANG NEIHSIAL, ADMINISTRATIVE MEMBER

Kifayat Ullah Khan
S/o Hidayat Ullah Khan
Aged about 59 years
529/932, Nai Basti, Rahim Nagar 2
Mahanagar, Bakshi Ka Talab
Lucknow, Uttar Pradesh
Working as AE (Civil) at GE, Jorhat
Military Engineering Service.

...Applicant

By Advocates: Sri R.J. Sharma & Sri R. Sharma

-Vs-

1. Union of India
Represented by its Secretary
Ministry of Defense, Govt. of India
Room No. 234, South Block
Chanakya Bhawan, New Delhi – 110011.
2. The Director General, Personnel
Military Engineering Service
Engineer-In-Chief's Branch
Integrated Headquarter of MoD (Army)
DHQ PO, New Delhi – 110001.
3. The Engineer-in-Chief
Military Engineering Service
E-IN-C's Branch, IHQ of MoD (A)
Kashmir House, New Delhi – 110001.

4. HQ Chief Engineer, Shillong Zone
Spread Eagle Falls, Shillong – 793011.
5. Chief Engineer, Eastern Command, Kolkata
Headquarters, Eastern Command
Engrs Branch, Pin – 908540.
6. Commander Works Engineer
Military Engineering Services
DINJAN, Pin – 900284.
7. JE Jorhat
MES Gate Rawriah, Jorhat, Pin – 785005.

...Respondents

ORDER (ORAL)

NEKKHOMANG NEIHSIAL, MEMBER (A):

This is a second round of litigation as stated by the learned counsel for the applicant Sri R.J. Sharma. Previously, O.A. No. 040/00240/2019 was filed by the applicant and this Tribunal vide its order dated 26.07.2019 set aside the impugned transfer order No. MES/47/2018 dated 28.12.2018/13.03.2019, so far the applicant was concerned, as well as movement order No. 1304/541/EIA dated 20.07.2019. The said transfer order was from GE Jorhat to GE (I)(P) (Fly), Kanpur. In the present case, the applicant has been transferred from AGE B/R-II, Jorhat to GE Office, Jorhat.

2. I do not find any merit in this OA as this Tribunal has not given blanket protection against transfer in earlier order and in fact directed the respondents to allow the applicant to continue at GE Jorhat till his date of retirement. The present transfer appears to be only local shifting and there should not be any grievance against this order. The O.A. is hereby dismissed.

3. No order as to costs.

(NEKKHOMANG NEIHSIAL)
MEMBER (A)