

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA 636 of 2023

Joyram Bauri -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. S.C. Atha,
Ld. Advocate.
For the State Respondent : Mr. M.N. Roy,
Ld. Advocate.

01
12.12.2023

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

Affidavit of service filed be kept on record.

The applicant being an ASI under Kolkata Police have prayed in this application for cancellation of the transfer order by which he has been transferred on deputation from Joyram Bauri of ND to Reserve Force, Kolkata by an order dated 30.06.2023. Having not complied with such order, the legal counsel for the applicant had served a notice upon the Joint Commissioner of Police (HQ) on 07.08.2023 stating that his client suffers from some anxiety and is not in a position to move to the deputed place in Reserve Force, North Division.

On examination of such legal notice, the Tribunal does not find any satisfactory reason why the applicant has not joined his new place of posting. Further, interfering in matters of transfer, the Hon'ble Supreme Court in the matter of 204-11-SCC-402 has made it very clear for the Courts and the Tribunals not to routinely interfere in such matters. No malice or ill motive against the applicant by the respondent has been expressed while issuing such order.

Having heard the learned counsels and considering that it is a routine administrative matter, the Tribunal does not pass any orders and therefore, this application is **disposed of**.

CSM

SAYEED AHMED BABA
Officiating Chairperson & Member (A)