

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

MONDAY, THE 10TH DAY OF AUGUST 2015/19TH SRAVANA, 1937

WP(C).No. 24149 of 2015 (P)

PETITIONER(S):

**S.SURESH AGED 46 YEARS, S/O. SIVARAMAN
SREEBHAVANAM, ULAVUKADU, NOOROANADU PO
PALAMEL VILLAGE, ALAPPUZHA DISTRICT**

**BY ADVS.SRI.M.V.THAMBAN
SRI.R.REJI
SRI.K.V.ANILKUMAR**

RESPONDENT(S):

- 1. DIRECTOR GENERAL, BORDER SECURITY FORCE
CGD COMPLEX, LODHI ROAD, NEW DELHI PIN- 110 003**
- 2. INSPECTOR GENERAL, BORDER SECURITY FORCE,
FRONTIER HEADQUARTERS, AFS, VELAMKARA PO
BANGALORE - 63**
- 3. DEPUTY INSPECTOR GENERAL,
BORDER SECURITY FORCE, SHQ SSF
VALLAKADAV PO, THIRUVANANTHAPURAM - 695 008**
- 4. ASSISTANT COMMANDANT, BORDER SECURITY FORCE
SHQ SSF, VALLAKADAV PO. THIRUVANANTHAPURAM
PIN - 695 008**

R BY SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
10-08-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

WP(C).No. 24149 of 2015 (P)

APPENDIX

PETITIONER'S EXHIBITS:-

**EXHIBIT P1 TRUE COPY OF THE TRANSFER ORDER ISSUED BY THE 4TH
RESPONDENT DATED 14.07.2015**

**EXHIBIT P2 TRUE COPY OF THE REPRESENTATION DATED 24.07.2015 FILED
BEFORE THE 1ST RESPONDENT.**

RESPONDENT(S)' EXHIBITS

NIL

// True copy //

PA to Judge

das

A.K.JAYASANKARAN NAMBIAR, J.

W.P.(C). No. 24149 of 2015

Dated this the 10th day of August, 2015

JUDGMENT

The petitioner, who is working as Head Constable (Driver) at Sector Headquarters, Boarder Security Force, Thiruvananthapuram, is aggrieved by Ext.P1 order of transfer, whereby the petitioner has been posted to 77 BN, Bangalore. Although various grounds have been raised in the writ petition, challenging Ext.P1 order of transfer, the petitioner would now limit his prayer for a direction to the 1st respondent, before whom Ext.P2 representation has been preferred by the petitioner, to consider the said representation and pass orders thereon, expeditiously, and to keep Ext.P1 order of transfer in abeyance, till such time as the 1st respondent passes orders on the representation.

2. I have heard the learned counsel appearing for the petitioner and the learned Standing Counsel appearing for the respondents.

On a consideration of the facts and circumstances of the case as also the submissions made across the bar, I dispose the writ petition with a direction to the 1st respondent to consider and pass orders on Ext.P2 representation preferred by the petitioner against

Ext.P1 order of transfer, within a period of two months from the date of receipt of a copy of this judgment, after hearing the petitioner. I make it clear, till such time as orders are passed by the 1st respondent as directed and communicated to the petitioner, Ext.P1 order of transfer, to the extent it relates to the petitioner, shall be kept in abeyance. The petitioner shall produce a copy of the writ petition, together with a copy of this judgment before the 1st respondent for further action.

Sd/-
A.K.JAYASANKARAN NAMBIAR
JUDGE

das