

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

Writ Petition No.35498 of 2015

Date:30.10.2015

Between:

L.Surekha,
W/o S.Gajendra

..... Petitioner

And:

The State of A.P., repled by the
Commissioner, Women Development
And Child Welfare Department,
(ICDS), Hyderabad and four others.

.....Respondents

Counsel for the Petitioner: Mr. M.Ganga Rao

Counsel for the respondents: AGP for Women
Development
& Child Welfare (AP)

The Court made the following:

ORDER:

This Writ Petition is filed for a *Mandamus* to declare the action of respondent No.3 in not considering the petitioner's request for her transfer from H.Kairavadi Centre-III to H.Kairavadi Centre-I.

It is the pleaded case of the petitioner that she was appointed as Anganwadi Worker in H.Kairavadi Centre-III in 'OC' vacancy though she belongs to S.C. category; that one Ms. M.Ravi Kumari who was appointed as Anganwadi Worker of H.Kairavadi Centre-I, reserved for

Scheduled Caste, has retired; that she has made a representation, dated 05.9.2015, requesting respondent No.3 to transfer her to the said centre; that respondent No.3 issued notification on 04.10.2015 calling for applications for filling up the vacancy of H.Kairavadi Centre-I; and that she apprehends that respondent No.3 may without considering her request for transfer, fill up the vacancy of H.Kairavadi Centre-I with a new applicant.

In my opinion, when a vacancy of Anganwadi Worker arises, the request of an Anganwadi Worker who is working in the adjacent area deserves to be considered for transfer if no complaints are pending against such applicant. As the petitioner has come out with proper reasons for making her request, viz., that she being a Scheduled Caste person will feel more comfortable, if she is allowed to function in a vacancy reserved for Scheduled Caste category, her request deserves positive consideration. Therefore, respondent No.3 is directed to consider the petitioner's representation for transfer to H.Kairavadi Centre-I and appoint a new applicant for H.Kairavadi Centre-III.

Subject to the above direction, the Writ Petition is disposed of.

As a sequel to disposal of the Writ Petition, WPMP.Nos.45602 and 45603 of 2015 filed by the petitioner for interim relief are disposed of as infructuous.

JUSTICE
C.V.NAGARJUNA REDDY

30th October, 2015
DR