



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 08.02.2018
CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

WEB COPY

W.P.(MD).No.1949 of 2018
and
W.M.P.(MD).No.2196 of 2018

T.Govindaraj

...Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation,
Kumbakonam,
27, Railway Station New Road,
Kumbakonam,
Thanjavur District.

2.The General Manager,
Tamil Nadu State Transport Corporation,
Pudukottai Division,
Pudukottai District.

3.The Admin Manager, (Personal),
Tamil Nadu State Transport Corporation,
Pudukottai Division,
Trichy Region, Trichy District.

4.The Branch Manager,
Tamil Nadu State Transport Corporation,
Pudukottai Division,
Trichy Branch, Trichy District.

5.The Deputy Manager Corporate (Tech),
Tamil Nadu State Transport Corporation,
Kumbakonam,
27, Railway Station New Road,
Kumbakonam,
Thanjavur District.

...Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorari, calling for the records of the transfer impugned order in பார்வை : த.அ.பொருட்குழு/புது/புது/புது/04.01/2018 dated 04.01.2018 and the same communicated on 22.01.2018 along with the consequent relieving order No.609 dated 18.01.2018 communicated on 22.01.2018 passed by the fifth respondent and quash the same.

ORDER

Heard the learned counsel on either side.

2.The petitioner is working as Driver in the respondents/Corporation. The principal ground of challenge is that the order has been passed by someone who is not competent to issue the order of transfer.

3.It has been pointed out that the post of General Manager is presently vacant. The in charge official has passed the impugned order of transfer and that the same has subsequently been ratified by the Managing Director of the Corporation, who is the competent authority. In view of the ratification made by the Managing Director of the Corporation, the point of jurisdiction fails. That apart what is under question is only order of transfer. The petitioner has not made out a case as to which right has been infringed. Therefore, there is no merit in the Writ Petition.

4.The learned counsel appearing for the petitioner submits that the petitioner would submit a representation, seeking modification of the order that is under challenge. If such a representation is filed, the first respondent is directed to consider the same and pass appropriate orders immediately thereafter.

5.The Writ Petition stands dismissed. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar (T&P)

/True Copy/

Sub Assistant Registrar

To

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5.The Deputy Manager Corporate (Tech),
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Kumbakonam,
27, Railway Station New Road,
Kumbakonam,
Thanjavur District.

+1cc to M/S.J.Ashok, Advocate SR.No. 47533

+1cc to M/S.D.Sivaraman, Advocate SR.No. 47083

ORDER MADE IN
W.P. (MD) .No.1949 of 2018
08.02.2018

tsg

JM/SV MMS/SAR 1/26.02.2018/3P/8C