

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20-02-2019

CORAM

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.2783 of 2018

And

W.M.P.Nos.3429 and 3430 of 2018

G.Madhu

.. Petitioner

- Vs. -

1.Union of India,
Represented by Ministry of Home Affairs,
New Delhi-110 001.

2.The Commandant,
105 RAF, Central Reserve Police Force,
Mahalingapuram,
Vellalore P.O.,
Coimbatore District-641 111.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling upon the records of the second respondent in proceeding No.D-I-I/2018-105-ST dated 13.1.2018 and quash the same and to consequently forbear the first and second respondents from transferring the petitioner pursuant to the impugned order.

For Petitioner : Mrs.Swarnam J.Rajagopalan

For Respondents : Mr.A.Kumaraguru,
Senior Central Government Standing
Counsel.

O R D E R

The learned Senior Central Government Standing Counsel, appearing on behalf of the Union of India, made a submission that the tenure of the writ petitioner in the present post has already expired as the petitioner had completed 3 years and 5 months of period.

2. This apart, the impugned order of transfer was issued pursuant to the direction issued by the Inspector General of Police and it was not issued at the instance of the

Commandant. Thus, the jurisdiction point raised by the writ petitioner is unsustainable. Thus, the transfer order issued by the Inspector General is in accordance with the Rules and there is no infirmity. However, the facts remains that the tenure of the writ petitioner has already expired, no further adjudication needs to be entertained in respect of the grounds raised in the present writ petition.

3. Accordingly, the writ petition stands closed. However, there shall be no order as to costs. Consequently, connected miscellaneous petitions are also closed.

-s/d-

Assistant Registrar (CS-IV)

True Copy

Sub-Assistant Registrar

Svn

To

1. The Ministry of Home Affairs,
Union of India,
New Delhi-110 001.

2. The Commandant,
105 RAF, Central Reserve Police Force,
Mahalingapuram,
Vellalore P.O.,
Coimbatore District-641 111.

+1 CC to Mr.A.Kumaraguru, Advocate sr 16213.

WP 2783 of 2018

BS (CO)

SP(11/03/2019)