Item No. 2
(Through video conferencing)

IN THE HIGH COURT OF MANIPUR
AT IMPHAL

WP(C) No. 461 of 2020

Anilkumar Singh, aged about 30 years, S/O Amu Singh of Lairen Kabi, P.O. Lamsang Bazar & P.S. Lamsang, Imphal West District-Pin : 759146 at present posting at GC, CRPF, Imphal, having ASI/Min No. 105044952.

…. *Petitioner/s*

- Versus –

Union of India represented through its Home Secretary (Ministry of Home Affairs) North Block, New Delhi, Government of India.-110001 & 4 Ors.

.... *Respondent/s*

BEFORE
HON'BLE MR. JUSTICE AHANTHEM BIMOL SINGH

20.08.2020

Heard Mr. M. Devananda, learned counsel appearing for the petitioner and Mr. S. Vijayanand Sharma, learned counsel appearing on behalf of all the respondents.

[2] The only grievance of the petitioner is that he was promoted to ASI (Min) from Head Constable w.e.f. 24.01.2019. Just after giving such promotion, he had been posted at Group Centre, Imphal.

[3] It is submitted by the counsel for the petitioner that the normal tenure of his posting should be 3(three) years and before completion of his tenure from the date of his promotion he has been transferred to 87th Battalion, Jiribam, which is against the standing order of transfer policy issued by the authorities.

[4] On the other hand, Mr. S. Vijayanand Sharma, learned counsel appearing for the respondents submitted that the petitioner has already completed his tenure and accordingly, he has been transferred after completion of his tenure.

[5] After hearing both the counsel and after perusal of the records, I am inclined to dispose of this application by giving the following directions:-

(a) The petitioner is at liberty to file a fresh representation to the authorities concerned for modification or revocation of his transfer order within a period of 10(ten) days, failing which he will be debarred from doing so.

(b) On receipt of such representation, the authorities may consider such representation on its own merit in accordance with the relevant provision of law by issuing a speaking order.

[6] It is made clear that in case if the petitioner submitted his representation he shall be allowed to continue in his present place of posting till the said representation is considered and disposed of by the authorities.

With the aforesaid directions this writ petition is disposed of.

A copy of this order be furnished to the counsel of the parties through their respective e-mail.

JUDGE

Lhaineichong

WAIKHOM TONEN MEITEI Digitally signed by WAIKHOM TONEN MEITEI Date: 2020.08.20 15:06:42 +05'30'