



WEB COPY



W.P.No.17032 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04..07..2023

Coram

THE HON'BLE MR JUSTICE N.SATHISH KUMAR

Writ Petition No.17032 of 2023

and

M.P.Nos.16217 & 16220 of 2023

S.Pushpakanthan

..... Petitioner

-Versus-

1.The Revenue Divisional Officer,
Master Plan Complex,
Villupuram

2.Vallal Pari

3.N.Kamarajan

4.S.Sathish Kumar

5.N.Gopinath

6.S.Karthikeyan

[Respondents 2 to 6 impleaded as per order of this court
dated 04.07.2022 made in W.M.P.No.18892 of 2023]

..... Respondents

Petition filed under Article 226 of The Constitution of India, praying to
issue a Writ of Certiorarified Mandamus calling for the records of the 1st
respondent in his proceedings Na.Ka.A1/4305/2022 dated 23.05.2023 and to



W.P.No.17032 of 2023

quash the same insofar as the petitioner is concerned and consequently forbear the 1st respondent from in any way disturbing the petitioner from working in the existing place Poonthottam Village, Villupuram District.

For Petitioner : Mr.D.Soundar Raj

*For Respondents : Mr.P.Baladhandayutham,
Spl. Government Pleader
for R1*

*Mr.P.G.Thiyagu
for RR2 to 6*

ORDER

This writ petition challenges the order of transfer dated 23.05.2023 passed by the 1st respondent.

2. The case of the petitioner is that immediately within one month after the mutual transfer of the petitioner, the petitioner was re-transferred to his original place.

3. The learned Special Government Pleader would submit that the petitioner, in order to prevent his name from being brought from pooling into general counselling, two months prior to the general counselling, the petitioner had some how managed to get the help from one of his colleague and had managed to avoid his name from being included in the general counselling and got mutual transfer. However, after having received objections from the other Village Administrative Officers, the mutual transfer was reconsidered and the



W.P.No.17032 of 2023

petitioner was restored to his original place.

WEB COPY

4. This court is of the view that the transfer is incidental to service, more so, a condition of service. This court perused the entire material placed before it. No motive is attributable to the 1st respondent in re transferring the petitioner to his original place. Therefore, this court is of the view that the impugned order of transfer does not require any interference at the hands of this court and the writ petition deserves only to be dismissed.

In the result, the writ petition is dismissed. No costs. Consequently connected MPs are closed.

04..07..2023

Index : yes / no
Neutral Citation : yes / no
Speaking / Non Speaking Order
kmk

To

1.The Revenue Divisional Officer,
Master Plan Complex,
Villupuram



WEB COPY



W.P.No.17032 of 2023

N.SATHISH KUMAR.J.,

kmk

W.P.No.17032 of 2023

04..07..2023

2/2