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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30-10-2026

CORAM

THE HON'BLE MR. JUSTICE B.PUGALENDHI

WP(MD) No. 15530 of 2025
CNR:{HCMD010662282025}
and
WMP(MD) Nos.11744 & 11746 of 2025

R.Mohammed Aseef
Assistant Director of Horticulture
Natham Block
Dindigul, Dindigul District.

..Petitioner

Vs

1. The Director
   Department of Horticulture and Plantation Crops,
   Wallahjah Road, PWD Estate,
   Chepauk, Triplicane,
   Chennai - 600005.

2. The Deputy Director
   Department of Horticulture and Plantation Crops
   Natham Block
   Dindigul, Dindigul District.

..Respondents

PRAYER: S-3. Writ Petition, filed under Article 226 of the Constitution of India, praying this court to issue a Writ of Certiorari calling for the records relating to the impugned transfer order issued by the 1st Respondent vide impugned proceedings ion Se.Mu.Aanai. No.

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PaAaPa1 / 10073/2025-11 dated 21.05.2025 quash the same and pass such further or other orders as this Honble Court may deem fit and proper in the circumstances of this case and thus render justice.

For Petitioner :Mr. D.Malaichamy
For Respondents :Mr.G.Mohan Kumar
Additional Government Pleader

WP(MD) No. 15531 of 2025
CNR:{HCMD010662292025}
and
WMP(MD) Nos.11750 & 11752 of 2025

Shabina N
Assistant Director of Horticulture,
Thoppampatti Block,
Dindigul, Dindigul District.

..Petitioner

Vs

1. The Director
   Department of Horticulture and Plantation Crops,
   Wallahjah Road, PWD Estate,
   Chepauk, Triplicane,
   Chennai - 600005.

2. The Deputy Director
   Department of Horticulture and Plantation Crops,
   Thoppampatti Block,
   Dindigul, Dindigul District.

3. Pavithra S
   Assistant Director of Horticulture,

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Tharapuram Block,
Tiruppur District.

..Respondents

PRAYER: S-3. Writ Petition, filed under Article 226 of the Constitution of India, praying this court to issue a Writ of Certiorari, calling for the records relating to the impugned transfer order issued by the 1st Respondent vide impugned proceedings ion Se.Mu.Aanai. No. PaAaPa1 / 10073/2025-10 dated 21.05.2025 quash the same and pass such further or other orders as this Honble Court may deem fit and proper in the circumstances of this case and thus render justice.

For Petitioner :Mr. D.Malaichamy
For R1 & R2 :Mr.G.Mohan Kumar
Additional Government Pleader

C O M M O N O R D E R

The petitioners are husband and wife. They are working as Assistant Directors of Horticulture at Natham Block and Thoppampatti Block, Dindigul respectively. Challenging the transfer orders, dated 21.05.2025, transferring them to Thiruvadanai Block, Ramanathapuram District and Natham Block, Dindigul District respectively, the petitioners have approached this Court.

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2.Since the issue in these writ petitions are interlinked and the petitioners are husband and wife, these writ petitions are taken up together and disposed of by this common order.

3.The learned counsel for the petitioners submits that husband has been posted at Ramanathapuram and the wife has been posted at Natham Block, Dindigul. In fact, the husband has been transferred from Alwarthirunagari Block, Thoothukudi to the present place (Natham Block, Dindigul), by order, dated 03.07.2024. However, within a year, this transfer order came to be passed. Insofar as the wife is concerned, she has been initially posted at Thoothukudi Block and on her request on spouse working criteria, she has been posted at Thoppampatti Block, Dindigul. However, in order to accommodate one S.Pavithra, the present transfer orders have been passed. The grievance of the petitioners is that they are having small children and it is very difficult for them to take care of their children, if the transfer orders are implemented.

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4. The Government has taken a policy decision that when the husband and wife are working, on the ground of spouse working, they can be accommodated in a same place or a nearby place. On this ground, this Court suggested the learned Additional Government Pleader to accommodate both the petitioners in any of the nearby places, where there are vacancies for both of them.

5.The learned Additional Government Pleader after verification and on written instructions submits that there are two vacancies for the post of Assistant Director of Horticulture in Senkottai and Kuruvikulam at Tenkasi and they can be accommodated there.

6. Considering the submission made on behalf of the respondents, these writ petitions are allowed with a direction to the respondents to accommodate the petitioners at Tenkasi as suggested

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before this Court. When these petitioners are claiming the right of transfer based on the Government policy on spouse working criteria, the petitioners are expected to discharge their duty diligently. In the event of any fault/lacuna on their services, the respondent shall reconsider the decision. No costs. Consequently, connected Miscellaneous petitions are closed.

30-10-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

VRN

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To

1. The Director,
   Department of Horticulture and Plantation Crops,
   Wallahjah Road, PWD Estate,
   Chepauk, Triplicane,
   Chennai – 600005.

2. The Deputy Director,
   Department of Horticulture and Plantation Crops,
   Natham Block,
   Dindigul, Dindigul District.

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B.PUGALENDHI, J.

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Common Order made in
W.P(MD)Nos.15530 of 2025 & 15531 of 2025

30.10.2026

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