

Beniram Edpache Vs. the State of Madhya Pradesh

Beniram Edpache Vs. the State of Madhya Pradesh

SooperKanoon Citation : sooperkanoon.com/1048608

Court : Madhya Pradesh

Decided On : Oct-08-2012

Appellant : Beniram Edpache

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. Manish Tiwari

Judgement :

Beniram Edpache versus State of M.P.& Anr.

1 Writ Petition No.16298

8. 10.2012: Shri Manish Tiwari, learned counsel for the petitioner.

Shri Sanjeev Kumar Singh, learned Panel Lawyer for respondent/State, on advance notice.

Petitioner is working as Head Master and has been transferred from one school to another in the same district.

The transfer order was passed more than 3 months back on 13.7.2012 and records indicate that the grounds raised by the petitioner in this writ petition are not such on the basis of which judicial review of an administrative order of transfer is permissible.

Learned counsel invites my attention to various orders passed under similar circumstances whereby representations were directed to be decided and interim protection be permit the employee to work till representation is decided was ordered.

In the present case, transfer order is passed more than 3 months back on 13.7.2012 and petitioner has filed this writ petition not after more than 2 months, that being so, no such benefit as has been granted to employees who came to this Court within reasonable time be granted to the petitioner.

That apart, as transfer has not been challenged on any statutory rules or regulations shown to be violated or any malafide established, for the present no case is made out for interference into the matter.

Accordingly, granting liberty to the petitioner to pursue with the departmental remedies available, the petition is disposed of.

(Rajendra Menon) Judge ss*

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com