

N.Surendran. Vs. the Conservator of Forests.

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Court : Kerala

Decided On : Apr-05-2010

Judge : C.T.Ravikumar, J.

Appeal No. : WP(C).No. 11672 of 2010(H)

Appellant : N.Surendran.

Respondent : The Conservator of Forests.

Advocate for Pet/Ap. : SRI.AUGUSTINE JOSEPH, Adv.

Judgement :

1. The petitioner is a Forester working in the Social Forestry Division, Palakkad. The contention of the petitioner is that he is a direct recruit to the Malappuram district and he has already completed more than five years in Palakkad district. As per Ext.P1, he had submitted an application for transfer to Malappuram district. However, disregarding his genuine request, he has been given a posting in Palakkad district itself. At the same time, persons, who are having more than five years' stay in Malappuram district, are being permitted to continue in Malappuram district itself. That apart, according to the petitioner, one Kasu, who is Sl.No.47 in Ext.P2, has approached this Court raising grievances against his transfer and posting to Malappuram district by filing W.P(C) No.11435/2010. The said writ petition was disposed of with liberty to the said petitioner to file representation before the competent authority and in turn, the said competent authority was directed to consider and pass orders on his representation. The limited prayer of

the petitioner is that the claim of the petitioner for a transfer and posting at Malappuram district may be directed to be considered along with the claim of the said petitioner Sri.Kasu.

2. It is obvious from the facts expatiated earlier that the grievance of the petitioner is that he has been denied a transfer and posting at Malappuram district. But, at the same time, the petitioner in W.P(C) No.11435/2010 is having a grievance that ignoring his request for retention in Palakkad district itself, he has been ordered to be transferred to Malappuram district.

3. In view of the facts obtained in this case, this writ petition is disposed of with liberty to the petitioner to approach the 1st respondent by filing a detailed representation requesting for a transfer to Malappuram district. In case the petitioner files such representation within a period of one week from the date of receipt of copy of this judgment, the same shall be considered along with the claim of the petitioner Sri.Kasu in W.P(C) No.11435/2010, in case the claim of the said petitioner is not already considered and disposed of. Till such consideration, the petitioner, if not already relieved, shall be permitted to continue in the present station itself.

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