

CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD (TELANGANA)
NO. 5-10-193, 1ST FLOOR, HACA BHAVAN, HYDERABAD - 500004

Order Sheet

Item no.: 29
O.A./598/2022 (TELANGANA)
[TRANSFER]
Along With

O.A./603/2022
TRANSFER
O.A./599/2022
TRANSFER
O.A./600/2022
TRANSFER
O.A./601/2022
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O.A./606/2022
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O.A./618/2022
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O.A./619/2022
TRANSFER
O.A./623/2022
TRANSFER
O.A./624/2022
TRANSFER
Court No.: 1

No of Adjournment: 11

Order Dated: 08/09/2023

CH VENKATA RAMAIAH
Vs
KENDRIYA VIDYALAYA SANGATHAN

For Applicant(s) Advocate : T P ACHARYA

For Respondent(s) Advocate : K AJAY KUMAR, SC FOR KVS

Order of The Tribunal

OA/598/2022 & batch

Heard Mr. Narasimhacharyulu representing Mr. T.P. Acharya, Mr. U.D. Jai Bhima Rao representing Mr. Srikanth Chintala and Mrs. C. Rakee Sridharan, learned counsels for the applicant. They argued that the impugned transfer orders were passed with a malafide intention and in violation of the Transfer Guidelines 2021 of the respondents. According to them, BoG is only competent to transfer the applicants. It is brought to the notice of this Tribunal that the currency of the impugned Notice is over now and adjudicating the matter on a closed Notice may not be appropriate and liberty is sought to question the subsequent Notice. It is further argued that the Transfer Guidelines which are framed basing on Education Code cannot be amended by mere Circulars/administrative instructions.

Mr. K. Ajay Kumar, learned Standing Counsel for KVS also advanced his arguments. He drew the attention of the Tribunal to para (f) of the Transfer Guidelines 2021 with regard to displacement count. He read page 28 of the reply statement, which is the appointment order of one of the applicants and submitted that the applicants have all India transfer liability and hence, they cannot agitate over their transfer. Learned counsel produced certain judgements in support of his case.

Learned counsels on either side sought time to file written arguments, which is allowed.

List the matters on 13.09.2023.

Sudhi Ranjan Mishra
Member (J)

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