

MC 3909/2007

BEFORE

HON'BLE MR. JUSTICE RANJAN GOGOI

.
This application for vacation/modification/ alteration of the interim order dated 10.10.2007 has been filed by the respondent No.5 in the writ petition.

By the aforesaid interim order dated 10.10.2007 this Court had stayed the operation of the impugned transfer order dated 11.9.2007 by which the writ petitioner has been transferred from Birsing Jarua Development Block, Dhubri to Pachim Nalbari Development Block and the respondent No.5 has been brought in place of the petitioner in Birsing Jarua Development Block.

In the Misc. Case it has been stated that prior to the order dated 10.10.2007 passed by the Court the respondent No.5 had assumed charge in the Birsing Jarua Development Block on 9.10.2007. However, after receipt of the Court's interim order dated 10.10.2007 the Deputy Commissioner has vacated his order dated 9.10.2007 by which the applicant/respondent No.5 had taken over charge. It is further stated by the applicant/respondent No.5 that as on date he continues to be the B.D.O. of Birsing Jarua Development Block.

On due consideration of the facts stated above and after hearing the learned counsels for the parties the Court is of the view that the Deputy Commissioner, Dhubri should be directed to ensure that status quo, as on today, with regard to holding of the post of BDO, Birsing Jarua Development Block be maintained by the parties.

This will dispose of the Misc. Case.