

MC 2344/2008  
BEFORE  
THE HON'BLE MR. JUSTICE BP KATAKEY

The applicant, who is the respondent No. 6 in WP(C) No. 3041/08, by the present application is praying for modification/alteration/vacation of the interim order dated 18.7.2008 passed in WP(C) No. 3041/2008 whereby and whereunder the operation of the order of transfer dated 24.6.2008 impugned in the writ petition has been stayed, if the same has not been given effect to.

I have heard Mr. SK Medhi, learned counsel for the applicant. None appears on behalf of the writ petitioner/opposite party.

The opposite party/writ petitioner filed the writ petition challenging the aforesaid order of transfer whereby he has been transferred from Katigorah to Barjatrapur as Sub-Registrar in place of the present applicant (respondent No. 6 in the writ petition) on the ground that he has been subjected to frequent transfer and which may in turn jeopardize various welfare schemes of the Govt. and lead to excess expenses of the Govt. through TA/DA etc. It has further been contended in the writ petition that he has become victim at the hands of some politicians without, however, naming any person. The petitioner in the writ petition has admitted that he has been serving at Katigorah for more than five years from March 2002 to February 2006 and from August 2006 till the filing of the writ petition except for few months from March 2006 to July 2006. It is apparent from the statements made in the writ petition that from March 2002 till the date of passing of the impugned order of transfer i.e. 24.6.2008 the petitioner except for a brief period was posted in Katigorah. The petitioner has failed to demonstrate that he has been subjected to frequent transfer though he has alleged to be so.

As observed above, the petitioner has also not spelt out as to how and by whom he has been victimized except making self-serving statement that he has been victim at the hands of some politicians.

In view of the above, I am prima facie of the view that the petitioner has failed to make out any case for interfering with the order of transfer and hence the interim order dated 18.7.2008 stands vacated.

Misc. Case stands allowed.