

The petitioner is serving as a lady Constable (GD) in the CISF and she is attached since 25.03.2015 with the IOC Noonmati Unit at Guwahati. She challenges the order dated 18.04.2017 (Annexure-B), whereby the petitioner is transferred from the IOC(G) Unit to the APS Sector. This was followed by the communication dated 19.04.2017 (Annexure-C) of the Deputy Commandant, whereby the petitioner is proposed to be relieved from the IOC, Guwahati Unit, shortly.

2. An additional affidavit has been filed today by the petitioner, under which, she assails the recent order of 25.04.2017, whereby she is now posted in the Central Government Building Security (CGBS) at Delhi.

3.

3.1 Mr. D. Borah, the learned counsel refers to the CISF Circular No.53/2011 dated 20.12.2011 (Annexure-D) to project that 3 years tenure is prescribed for posting of a CISF Constable in a particular unit/station and here the petitioner is prematurely transferred, in violation of sub-clause (XII) (page-29) of the circular.

3.2 The petitioner refers to the representation dated 21.04.2017 (Annexure-H) to project that on account of her pregnancy, her husband's posting and the premature transfer, the petitioner has applied for continuation of her stay at Guwahati, but the same is yet to be considered.

4. Reacting to the above projection, Mr. S. Sarma, the learned Central Govt. counsel submits that transfer orders are issued in exigencies of service and scope of Court's intervention is limited. However, in view of the pending representation and the intention of the petitioner to file another representation against the recent posting order dated 25.04.2017, the CGC submits that direction can be issued for disposal of the petitioner's representation. This submission of the Govt. lawyer is acceptable to Mr. D. Borah, appearing for the petitioner.

5. In view of above, the transferee is permitted to file a fresh representation in continuation of her earlier one dated 21.04.2017 (Annexure-H) and this should be done within 3(three) days from today. The representation be considered and disposed of with due regard to sub-clause (XII) (page-29) of the CISF transfer circular dated 20.12.2011 (Annexure-D). Until the decision of the authority is communicated on the representation of the petitioner, the impugned transfer order shall not be enforced against her. It is ordered accordingly. To facilitate the exercise, the petitioner will furnish a copy of this order along with her representation, for the ordered exercise.

6. With the above direction, the case stands disposed of.