

**Court No. - 35**

**Case :-** WRIT - A No. - 3810 of 2020

**Petitioner :-** Arun Kumar

**Respondent :-** State Of U P And 3 Others

**Counsel for Petitioner :-** Gopal Srivastava

**Counsel for Respondent :-** C.S.C.

**Hon'ble Manoj Kumar Gupta,J.**

The petitioner, who is a constable in Civil Police, has challenged his order of transfer dated 17.1.2020. By the said order, the petitioner has been transferred from Mahoba to Chitrakoot. The order recites that the transfer was made in public interest and had due approval of the Police Establishment Board. In pursuance thereof, the Superintendent of Police, Mahoba passed an order on 18.1.2020 by which the petitioner was relieved from charge at Mahoba with direction to report at the transferred place.

Although, the writ petition was filed on 4.3.2020 but it seems that it has not been pressed so far despite several dates having been fixed from time to time.

Counsel for the petitioner submitted that the transfer order passed in mid session is contrary to government policy contained in various government orders issued from time to time.

The policy contained in government order is directive in nature and breach thereof is not subject to judicial review. The petitioner has remedy of approaching the higher authorities complaining the breach. Apart from it, this Court, at this distance of time, does not consider it appropriate to examine the validity of the impugned transfer order which on the face of it does not suffer from any manifest error. The petition is accordingly dismissed with liberty reserved in favour of the petitioner to approach the departmental authorities with his grievance, if so advised.

(Manoj Kumar Gupta, J.)

**Order Date :-** 31.8.2020

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