

**HIGH COURT OF TRIPURA
AGARTALA**

WP(C) No. 1029 of 2022

Habibur Rahaman

...Petitioner

Vs

The State of Tripura and 3 Ors.

...Respondents

For the Petitioner(s)	:	Mr. D.J. Saha, Advocate
For the Respondent(s)	:	Mr. P. Saha, Advocate

HON'BLE MR. JUSTICE ARINDAM LODH
Order

30/11/2022

Heard Mr. D.J. Saha, learned counsel appearing for the petitioner. Also heard Mr. P. Saha, learned counsel appearing for the respondents-State.

By the impugned order dated 23.11.2022 (Annexure 6 to the writ petition), 20 labourers under the respondents have been deputed to different food go-downs throughout the State for smooth functioning of PDS Distribution.

Mr. Saha, learned counsel for the petitioner has submitted that the place where the petitioner has been transferred is far away from the place of his original place of posting.

I have perused the reason assigned to the impugned transfer order. It is stated that the labour strength of the food go-downs in North and Dhalai Districts is very minimum, but, it requires timely loading and unloading of PDS goods. It is further stated that due to increase in PDS operational expenses including wages of labourers

it is not possible for the Department to engage any new labour to any food go-down.

In view of the above administrative exigency, the petitioner has been transferred.

In my opinion, if the transferred order is stayed and the petition is allowed, then, the Public Distribution System will highly be affected, which is not the intention of the Court.

Accordingly, I find no merit in the instant writ petition and the same stands dismissed. However, the respondents shall complete necessary formalities so that the labourers can perform their jobs in a conducive atmosphere. The TA/DA may be allowed to the petitioner in accordance with rules.

JUDGE



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