

GAHC010097672026



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/2646/2026

VINAY PRAKASH DHAKA
S/O- SHRI SHRIDHAR DHAKA,
RESIDENT OF- 1C, SHINE-6 APARTMENT, SADHINI PATH (WEST),
RUKMINIGAON, KAMRUP (M) , ASSAM-781036.

VERSUS

BANK OF INDIA AND ORS
REPRESENTED BY ITS CHAIRMAN AND MANAGING DIRECTOR, HEAD
OFFICE, STAR HOUSE, C-5, G BLOCK, BANDRA KURLA COMPLEX,
BANDRA (EAST), MUMBAI- 400051.

2:THE GENERAL MANAGER
HUMAN RESOURCES DEPARTMENT
BANK OF INDIA
HEAD OFFICE
MUMBAI- 400051.

3:THE CHIEF MANAGER
TRANSFER AND PLACEMENT DIVISION
HUMAN RESOURCES DEPARTMENT
BANK OF INDIA
HEAD OFFICE
MUMBAI-400051.

4:THE ZONAL MANAGER
BANK OF INDIA
GUWAHATI ZONE
GUWAHATI
ASSAM- 781005

Advocate for the Petitioner : MR H K DAS, MS D TALUKDAR,MR N K SARMA,MR B DEKA

Advocate for the Respondent : ,

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

20.05.2026

Heard Mr. H.K. Das, learned Senior counsel assisted by Mr. B. Dekam, learned counsel for the petitioner.

None represents the respondents as it submitted that there is no Standing Counsel available.

The petitioner is aggrieved by the impugned transfer order whereby he is transfer to Chandigarh ARB Zone. The petitioner is presently serving as Manager Law (Scale-II) at Zonal Office, Guwahati in the Bank of India.

The learned senior counsel for the petitioner submits that in terms of the circular issued by the Human Resources Department of the Bank of India, the Officers who are transferred by the Bank in the North East are entitled to give choice posting after completion of the tenure. It is his further submission that in respect of re-transfer to home zone/hometown, the consideration of the choice posting is also reflected in Clause 6.5.2 of the said transfer policy. The learned senior counsel for the petitioner therefore submits that no option was given not to talk about the consideration of his choice of posting and in view of the absence of any option being granted to the petitioner, he was not in a position to give choice of posting. Therefore, the same being violative of the transfer policy and the impugned order of transfer being contrary to the circular, it therefore calls for interference by this Court. The learned Senior counsel for the petitioner therefore submits that the impugned transfer order be interfered with

and set aside by the Court and during the pendency of the writ petition, adequate interim protection be granted.

Having heard the learned counsel for the petitioner and upon perusal of the writ petition, let notice be issued, returnable in four weeks.

Steps on all the respondents be taken by speed post within one week from today. Steps by way of Dasti is also permitted subjected to the same being routed through the Registry and an affidavit of compliance be filed after service of notice.

Let the matter be listed again on 19.06.2026.

Issue notice on the interim prayer, returnable on the same date.

Till the next date of listing, the impugned transfer order shall not be given effect to in so far the writ petitioner is concerned.

JUDGE

Comparing Assistant