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W.P.No.25804 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.07.2025

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THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

W.P.No.25804 of 2025

D.Kandasamy

... Petitioner

Vs.

1.The District Revenue Officer,
Nagapattinam.

2.The Revenue Divisional Officer,
Nagapattinam District.

3.The Tahsildar,
Kilvellur Taluk,
Nagapattinam District.

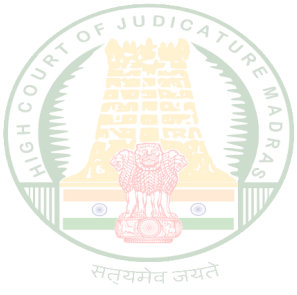
... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus to direct the second respondent to give priority to the petitioner as per the recommendation of the third respondent in Na.Ka.No.1880/2025/A1 dated 27.06.2025 and conduct fresh counselling for transfer the Village Administrative Officer's to "A" and "B" Villages.

For Petitioner : Mr.S.Illamvaludhi

For Respondents : Mr.R.U.Dinesh Rajkumar
Additional Government Pleader



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ORDER

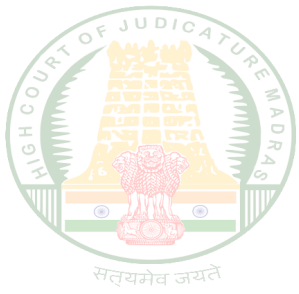
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Mr.R.U.Dinesh Rajkumar, learned Additional Government Pleader

takes notice on behalf of the respondents. By consent, the writ petition is taken up for final disposal at the admission stage itself.

2.The instant writ petition has been filed seeking issuance of Writ of Mandamus to direct the second respondent to give priority to the petitioner as per the recommendation of the third respondent in Na.Ka.No.1880/2025/A1 dated 27.06.2025 and conduct fresh counselling for transfer the Village Administrative Officer's to "A" and "B" Villages.

3.The learned counsel appearing for the petitioner would submit that in a general transfer, the petitioner ought to have been given preference than the others in view of the order of the Revenue Divisional Officer dated 27.06.2025, however, without giving any preference as directed by the Revenue Divisional Officer, the petitioner was compelled to participate in the general counselling. In this regard, the petitioner has sent representation to the first respondent on 04.07.2025 and such representation is pending consideration.



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4.The submissions of the learned counsel appearing for the petitioner was strongly objected by the learned Additional Government Pleader and he would submit that the present transfer order was passed only after getting the consent from the petitioner in the general counselling. Therefore, the question of considering the subsequent representation does not arise. The learned Additional Government Pleader would further submit that while considering for transfer, apart from the preference, transfer can only be effected based upon the guidelines of the Government.

5.I have given my anxious consideration to either side submissions.

6.While looking at the facts, the Revenue Divisional Officer has passed the order dated 27.06.2025, where there is a reference that the petitioner will be given preference in the ensuing general transfer, however, it is the contention of the petitioner that such preference has not been given. Though the learned Additional Government Pleader would submit that the impugned order was passed based upon the consent given by the petitioner, he is not in a position to confirm that



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the present transfer order dated 02.07.2025 had taken into consideration of the preference referred to in the RDO order.

Therefore, this Court deems it appropriate to direct the respondents to consider the above representation of the petitioner, upon its own merits and in accordance with law and pass orders, within a period of four weeks from the date of receipt of a copy of this order.

7.The writ petition is disposed of. No costs.

15.07.2025

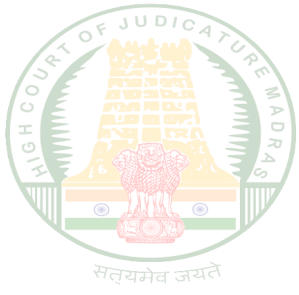
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Index: Yes/ No
Speaking Order: Yes/ No
NCC: Yes/ No

To

- 1.The District Revenue Officer,
Nagapattinam.
- 2.The Revenue Divisional Officer,
Nagapattinam District.
- 3.The Tahsildar,
Kilvellur Taluk,
Nagapattinam District.

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C.KUMARAPPAN,J.
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