ITEM NO.27 COURT NO.11 SECTION XIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).13484/2011

(From the judgement and order dated 15/03/2011 in WPC No. 13748/2010 of The HIGH COURT OF ORISSA AT CUTTACK)

MADHUSUDHAN MISHRA Petitioner(s)

VERSUS

COMMR.CUM.SEC.HEL.& FAMILY WELF.DEP.&ORS Respondent(s)

(With appln(s) for permission to place addl. documents on record and prayer for interim relief)

Date: 13/05/2011 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. P.S. Patwalia, Sr.Adv.
Mr. Saswat K. Acharya, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

This petition is directed against order dated 15.3.2011 of the Division Bench of the Orissa High Court which declined to interfere with the order passed by the Orissa State Administrative Tribunal in the matter of the petitioner's transfer from Bhubaneswar to Sundargarh.

We have heard Shri P.S. Patwalia, learned senior counsel appearing for the petitioner and perused

the record.

In our view, the order under challenge does not suffer from any legal error warranting interference under Article 136 of the Constitution. The special leave petition is accordingly dismissed.

However, it is made clear that if the petitioner reports for duty within two weeks at the transferred place then he shall be allowed to join the duty.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master