

/552477/2024



GOVERNMENT OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT (B) DEPARTMENT
DISPUR : : GUWAHATI-6

ECF No.PRD-480193-PRD(B)/636070

Dated Dispur, 14-05-2024

ORDER.

Whereas, Shri Dhiren Bharali, Assistant Executive Engineer (AEE) was transferred from Bihdia Jajikona Development Block to Dimoria Development Block and also attached to SIPRD and Shri Khanindra Sarma, AEE, Dimoria Dev. Block was transferred to Balijana Dev. Block vide order ECF No.438727/DFA/57061 dated 12/3/2024; and

Whereas, it appears that on 13-03-2024, Shri Dhiren Bharali handed over his charge at Bihdia Jajikona Dev. Block and submitted his joining report at Dimoria Dev. Block but could not take over charge as AEE at Dimoria Dev. Block as Shri Khanindra Sarma, AEE was not released and did not hand over charge to Shri Bharali; and

Whereas, Shri Khanindra Sarma, AEE, Dimoria Dev Block had submitted a prayer petition dated 12-03-2024 praying for stay of his transfer order to Balijana Dev Block as he is going to be retired from service on superannuation on 31-07-2024; and

Whereas, considering the fact that Shri Khanindra Sarma, AEE is retiring on superannuation on 31/7/2024, Panchayat & Rural Development (P&RD) Department modified the transfer order dated 12-03-2024 and allowed Shri Khanindra Sarma to continue his service in the present place of posting in the same capacity as AEE at Dimoria Development Block, Kamrup (M) with immediate effect and until further order vide modification order ECF No.438727/DFA/578019 dated 15-03-2024; and

Whereas, the transfer order of Shri Dhiren Bharali was also modified and he was transferred and posted in the same capacity at Balijana Development Block, Goalpara with immediate effect and until further order vide ECF No.438727/DFA/578019-A dated 15-03-2024; and

Whereas, Shri Dhiren Bharali submitted a representation to the Principal Secretary, P&RD dated 16-03-2024 with a prayer to allow him to continue his service at Dimoria Dev Block, Kamrup(M) and attachment at SIPRD Khanapara and subsequently filed a case before the Hon'ble High Court vide No. WP(C) 1639/2024; and

Whereas, the judgement passed by the Hon'ble Gauhati High Court dated 08-04-2024 in W.P.(C) No.1639/2024 vide which the Hon'ble Gauhati High Court disposed off the writ petition filed by Shri Dhiren Bharali, AEE challenging his transfer modification order vide ECF No.438727/DFA/578019-A dated 15-03-2024 by which he was transferred from Bihdia Jajikona Dev. Block to Balijana Dev. Block in place of Shri Khanindra Sarma, AEE, Dimoria Dev Block and directed the Principal Secretary, P&RD Department to examine the matter and to pass a speaking order on the representation dated 16-03-2024 submitted by Shri Dhiren Bharali within a period of 15 days from the date of receipt of Hon'ble Court's order dated 08-04-2024; and

Whereas, the Hon'ble Gauhati High Court has stayed the modification transfer order dated 15/03/2024; and

Whereas, Shri Dhiren Bharali, AEE handed over the charge of AEE at Bihdia Jajikona Dev. Block; and

Whereas, Shri Dhiren Bharali, AEE also could not take over the charge at Dimoria Development Block

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as Shri Khanindra Sarma, AEE was not released from Dimoria Development Block; and

Whereas, Shri Dhiren Bharali is not holding any post at present; and

Whereas, there is only one post of AEE at Dimoria Development Block which is currently being held by Shri Khanindra Sarma; and

Whereas, the Model Code of Conduct (MCC) due to Parliamentary Election is in prevail for which an officer cannot be released or join in the new place of posting at present; and

Hence, considering the above circumstances, Shri Dhiren Bharali, AEE is allowed to join as Assistant Executive Engineer (AEE) at Bihdia Jojikona Development Block, Kamrup district.

Accordingly, the representation dated 16-03-2024 filed by Shri Dhiren Bharali, AEE before the Principal Secretary, P&RD Department is hereby disposed off.

By order and in the name of the Governor of Assam

Signed by

J B Ekka

Date: 14-05-2024 17:56:45

Principal Secretary to the Govt. of Assam,

Panchayat and Rural Development Deptt.

ECF No.PRD-480193-PRD(B)/636070-A

Dated Dispur, 14-05-2024

Copy to :-

1. The Accountant General (A&E), Assam, Beltola, Guwahati-29.
2. The Commissioner, Panchayat and Rural Development, Assam, Juripar, Panjabari, Guwahati – 37
3. The District Commissioner, Kamrup/ Goalpara.
4. The Chief Executive Officer, Zilla Parishad, Kamrup/ Goalpara.
5. The Block Development Officer, Bihdia Jojikona/ Balijana Dev. Block.
6. P.S. to the Hon'ble Minister, P&RD, Assam for kind appraisal of Hon'ble Minister.
7. P.A to Pr. Secretary to the Govt. of Assam, Panchayat & Rural Development Department for kind appraisal of the Pr. Secretary.
8. The Senior Standing Counsel, P&RD Department for information & necessary action.
9. The Administrative Officer, Gauhati High Court for information.
10. The Treasury Officer.....
11. Shri Dhiren Bharali, AEE for information.
- ✓ 12. Departmental website.

By order etc.,

Signed by

Puspanjali Das

Secretary to the Govt. of Assam

Date: 14-05-2024 18:00:37
Panchayat and Rural Development Deptt.