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No. 6454-A/2007-B2

CIRCULAR

Sub: Courts and Judges - Transfer and Postings of Judicial Officers from one post to another post / one place to another place - Policy and Modalities to be followed - informed.

The Judicial Officers of all cadres functioning in Tamil Nadu State Judicial and Pondicherry Judicial Service are hereby informed that the following and Modalities will be followed during transfer and postings of Judicial from one post to another post / one place to another place:-

- (1) Generally, a judicial officer will be allowed to continue at one place against one or other post for about three years.

Provided that in administrative exigency, a Judicial Officer will be transferred at any time from one post to another post or one place to another place.

- (2) Annual transfer, in due course, will be made, after calling for options from the concerned judicial officers, preferably two months prior to posting. The Court will give due weightage to the option given by the Officer at the time of posting. There shall be no counseling before such annual transfer.

- (3) Transfer and Posting will be made from one place to another place on some rational principle. Depending on number of posts available in a District Headquarters or Taluk, facilities available in such District Headquarters or Taluk, distance of such District Headquarters or Taluk

from State Capital, etc., different places are clubbed together and placed under three different zones, viz., Zone-A, Zone-B and Zone-C and posting will be made from one zone to the next zone or the other zone. For example, if an officer is posted at a place, which falls in Zone-A, the officer may be moved to a place, which falls under the next zone, i.e., Zone-B. Similarly, an Officer posted at a place falling under Zone-B may be moved and posted at a place, which falls within Zone-C and an Officer posted in a place falling under Zone-C may be moved and posted at a place falling within Zone-A.

Provided that in administrative exigency, adjustment can be made by allowing an officer to continue at the same place or at a place falling within the same zone or may be posted at a place falling within other zone than the next zone for which he is otherwise due.

A List of zones clubbing different District Headquarters or Taluk is enclosed as "Annexures - I and II".

- (4) The aforesaid guidelines shall not be applicable for posting after initial appointment or for posting against ex-cadre posts, such as officers posted in the Registry, officers posted on deputation in a department under the State Government or officer posted on deputation outside his cadre.
- (5) An officer, if intends to make a representation against an order of transfer, he may do so after complying with the order of transfer. Such representation can be filed within fifteen days from the date of joining the transferred post and no application shall be entertained thereafter.

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(6) Except for submitting of option for transfer through proper channel before annual transfer or making a representation against an order of transfer through proper channel, no officer can approach directly or indirectly in writing or orally to any authority of the Court, including the members of the Transfer & Posting Committee or any Honourable Judge of the member of the Committee or Hon'ble Judge of this Court or through any other source, other than by official representation. If the said procedure is violated, the matter will be viewed seriously and in such case his option will not be accepted or representation will be rejected.

(7) The following factors may be taken into consideration for transfer in administrative exigencies:-

- a) In the administrative need of the Court / High Court;
- b) In case of critical illness / ailment of an officer or his family member, such as:-
 - i) Cancer
 - ii) AIDS
 - iii) Major post-operative period
 - iv) Tuberculosis
 - v) Dialysis or Kidney failure

(8) No officer, as a matter of right, can ask for transfer or postings at a particular place.

All the Judicial Officers are required to observe and follow the procedures above scrupulously, without fail, failing which the matter will be viewed seriously.

The receipt of this Circular is required to be acknowledged at once.

HIGH COURT, MADRAS.
DATED 04.03.2008.

REGISTRAR GENERAL

To

1. All the Principal District Judges.
2. The Principal Judge, City Civil Court, Chennai
3. The Chief Judge, Court of Small Causes, Chennai.
4. The Chief Metropolitan Magistrate, Egmore, Chennai.
5. The Chairman, Sales Tax Appellate Tribunal, Chennai.
6. The Administrator General and Official Trustee,
High Court, Chennai-104.
7. The Director, Tamil Nadu State Judicial Academy, No.30,
(Old No.95) P.S.K.R. Salai, Raja Annamalaipuram,
Chennai - 600 028.
8. The Member-Secretary, Tamil Nadu State Legal Services
Authority, Chennai-104.
9. The Industrial Tribunal, Chennai-104.
10. The , State Transport Appellate Tribunal, Chennai-104.
11. The Presiding Officers, Principal Labour Court/I Additional Labour Court/II Additional
Labour Court, Madras-104.
12. The Presiding Officers, Special Court under E.C. Act/ Special Court under TNPID Act/
NDPS Act, Madras -104 Judge
13. The Sessions./ Sessions Court for Trial of Bomb Blast Cases, Chennai at
Poonamallee./ Sessions Court for Trial of Vellai Ravi and Chera Cae
14. The Principal Judge / I Additional Principal Judge / II Additional Principal Judge,
Family Court, Chennai-104.
15. The Chairman, Taxation Appeals Tribunals, Corporations of Chennai / Madurai /
Coimbatore / Tiruchirappalli / Salem / Tirunelveli.
16. The Secretary, High Court Legal Services Committee, Chennai.
17. The Master, High Court, Madras.
18. The Deputy Official Assignee, High Court, Madras.
19. The Assistant Editors, Tamil Law Journal, High Court, Madras.

With a request
to communicate
the Circular to
all Judicial
Officers functioning
in your District/Unit.

Copy to:

1. The Registrar (Vigilance), High Court, Madras.
2. The Registrar (Admn.), High Court, Madras.

ANNEXURE - I

FOR THE CADRE OF DISTRICT JUDGE

ZONE-A

Chennai
Coimbatore
Erode
Kancheepuram
Karur
Madurai
Namakkal
Salem
Tiruchirappalli
Tiruvallur

ZONE-B

Cuddalore
Dindigul
Puducherry
Pudukottai
Thanjavur
Tirunelveli
Tiruvannamalai
Vellore
Villupuram

ZONE-C

Dharmapuri
Kanniyakumari
Krishnagiri
Nagapattinam
The Nilgiris
Perambalur
Ramanathapuram
Sivaganga
Theni
Thoothukudi
Virudhunagar

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ANNEXURE - II

FOR THE CADRES OF CIVIL JUDGE (SENIOR DIVISION) AND
CIVIL JUDGE (JUNIOR DIVISION)

ZONE-A

ZONE-B

ZONE-C

Ammai
Mhathore
de
Chennuram
ur
urai
akkal
m
Chirappalli
vallur

Cuddalore
Dharmapuri
Dindigul
Krishnagiri
Nagapattinam
Puducherry
Pudukottai
Sivaganga
Thanjavur
Thoothukudi
Tirunelveli
Tiruvannamalai
Vellore
Villupuram
Virudhunagar

Kanniyakumari
The Nilgiris
Perambalur
Ramanathapuram
Theni

Karaikal
Mahe
Yanam