

# Transfer Policy of Judicial Officers.

ANNEXURE-A

## TRANSFER POLICY

1. The exigencies of administration of justice shall be the first and foremost criterion.
2. It shall be an endeavour to give exposure of work of all possible jurisdictions so as to build capacity of each Judicial Officer.
3. Rotation of jurisdiction and location of Judicial Officer shall be effected at an interval of 2-3 years from one court to another.
4. The appointment on deputation post outside the cadre will generally not be allowed for more than 3 years, including deputation to the same or more than one post consecutively.
5. Senior level Judicial Officers shall generally not be permitted to proceed on deputation.
6. Subject to guideline No.1, while effecting transfers, effort would be made to accommodate concerns of health, proximity to residence, subject expertise needs of dependants to the maximum extent possible. However, none of these would be a vested right of a Judicial Officer.
7. Judicial Officers related to one another shall not be posted in the same court complex.
8. No Judicial Officer shall bring or attempt to bring any influence regarding posting or transfer.
9. Where the spouse, child or parent, mother in law or father in law or any other first degree relative of a Judicial Officer is suffering from terminal or acute life threatening ailments

which require some degree of proximity of the judicial officer requests for transfer and posting to a place where the Judicial Officer can be closer to such relative and have easy access, would be considered and due accommodation given, in that respect. Such request would be considered upon production of proper medical certificate from the concerned hospital about the nature of the illness, its stage, etc. District Judge concerned should verify such certificate and issue a letter to that effect.

10. A Judicial Officer may be transferred before completion of the prescribed tenure or in mid-term in case in the exigencies or in the peculiar circumstances; Judicial Officer may also be transferred before completion of the prescribed tenure in the public interest and in the interest of administration of justice, if so decided by the High Court.
11. Notwithstanding the above provisions, an officer, who has one year or less to retire as on the first day of April, may, as far as possible, not be disturbed from his existing place of posting. However, in case the Officer requests for any transfer, every effort to accommodate it may be made.
12. In regard to matters that are not specifically provided, the Chief Justice may issue such general or particular clarifications as are necessary for the effectuation of the above rules; and having regard to the general interests in the administration of justice.