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IN THE HON'BLE HIGH COURT OF CHHATTISGARH
AT BILASPUR

WRIT PETITION (S) NO. 320 /2015

PETITIONER:

Ravindra Kumar Shrivastava,
S/o Late Radhe Lal Shrivastava,
aged about 48 years,
Assistant Grade-II,
Government College Lormi,
District Mungeli;
Address C/o Ramen Tiles,
Ward No.8, near Cannel, PS
Lormi,
District Mungeli (C.G.)

*Token 198/15
Marked Sidhiqui
28/1/15*

VERSUS

RESPONDENTS: 1)

State of Chhattisgarh
through the Secretary,
Department of Higher Education,
Mantralaya, Mahanadi Bhawan,
Naya Raipur, District Raipur
(C.G.)

2) The Deputy Secretary,
State of Chhattisgarh
Department of Higher Education,
Mantralaya, Mahanadi Bhawan,
Naya Raipur, District Raipur
(C.G.)

3) Committee of Senior Secretaries,
through its Coordinator-cum-
Secretary,
General Administrative
Department
State of Chhattisgarh
Mantralaya, Naya Raipur,
District Raipur (C.G.)

4) The Principal,
Rajiv Gandhi Government Art &
Commerce College Lormi,
District Mungeli (C.G.)



PETITION UNDER ARTICLE 226 OF CONSTITUTION
OF INDIA FOR ISSUANCE OF APPROPRIATE WRITS

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APR 21/15

HIGH COURT OF CHHATTISGARH AT BILASPUR

(Single Bench: Hon'ble Shri Justice P. Sam Koshy)

Writ Petition (S) No. 320 of 2015

Petitioner

Ravindra Kumar Shrivastava

VERSUS

Respondents

State of Chhattisgarh and
others

Present: Shri Mateen Siddiqui, counsel for the petitioner.
Shri Shashank Thakur, G.A. for the State.

O R D E R
(30.01.2015)

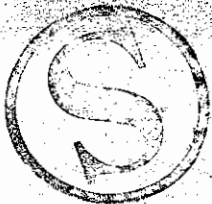
The petitioner through this petition has challenged the order dated 01.01.2015 Annexure P-1 wherein the representation of the petitioner against an order of transfer dated 10.07.2014 has been rejected.

Grievance of the petitioner is that on 10.07.2014 he was transferred from Government College, Lormi, District Mungeli to Government College, Jaijaipur, District Janjgir-Champa. The petitioner has already challenged the said order dated 10.07.2014 vide W.P.(S) No. 3431 of 2014 wherein the only relief that the petitioner got was to make a representation to the Government which in turn shall decide the same in accordance with law.

At this juncture it is trite to mention paragraph-5 of the judgment dated 23.07.2014 passed in W.P.(S) No. 3431 of 2014 which for ready reference is reproduced hereunder:

“The writ petition being devoid of any merit deserves to be and is hereby dismissed.”

In the light of the said observation, this Court is not inclined to further enter into the merits of the case as it already stands decided vide earlier order dated 23.07.2014. It is settled position of law that in a case of transfer it is the prerogative of the Government to decide the transfer of the employee, where



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the consent and convenience of the employee is not taken into consideration. Thus, there does not appear any further ground for interference with the impugned order.

In the light of the aforesaid order dated 23.07.2014, this Court is of the opinion that the instant petition being devoid of merits, the same deserves to be and is accordingly rejected.

Sd/-
P. Sam Koshy
Judge