

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4034 of 2016

Ramsewak Kumbhkar S/o Shri Makhan Lal Kumbhkar, Aged
About 54 Years Posting Place At Office Of Block Education
Officer, Block Pali, District Korba, (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Education
Department, Mahanadi Bhawan, Mantralaya, New Raipur,
(Chhattisgarh)
2. Collector/ District Magistrate, Korba, District Korba,
(Chhattisgarh)
3. District Education Officer, Korba, District Korba, (Chhattisgarh)
4. Block Education Officer, Pali, District Korba, (Chhattisgarh)

---- Respondents

For Petitioner	:	Shri Basant Kaiwartya, Advocate
For Respondent-State	:	Shri S.P. Kale, Dy. A.G., on advance copy

S.B.:Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

24/08/2016

Heard on admission.

1. The transfer order is under challenge on the ground that though the petitioner did not give any consent, the order shows that the petitioner has been transferred on his own request, which is either because of some bonafide mistake of fact or an act of mischief. The allegations made in the petition are serious and requires proper enquiry.
2. The Transferring Authority, through a responsible officer, shall get enquiry made in the matter and appropriate decision be taken in the

matter. It is expected that the enquiry shall be completed within 30 days from the date of receipt of copy of this order. For a period of 30 days, no coercive steps shall be taken against the petitioner. The protection shall inure to the petitioner provided the copy of the order of this Court is submitted before the Transferring Authority within ten days from today.

3. The petition is accordingly disposed off.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Rekha