

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3853 of 2016

Kush Kumar Dewangan S/o Shri Baldau Prasad Dewangan, Aged About 33 Years R/o Krabla Chowk, Juna Bilaspur, P.S. City Kotwali, Civil And Revenue Distt. Bilaspur, (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through: The Secretary, Department Of Regional Transport Office, Mantralaya, Post & P.S. Rakhi, Civil & Revenue District Raipur, (Chhattisgarh)
2. The Under Transport Commissioner, Department Of Regional Transport Office, Naya Raipur, Post & P.S. Rakhi, Civil & Revenue District Raipur, (Chhattisgarh)
3. Regional Transport Offices, Through: Commissioner, R. T. O. Bilaspur, Distt. Bilaspur, (Chhattisgarh)
4. The Regional Transport Offices, Through: Regional Transport Officer, Village Lagra, Distt. Bilaspur, (Chhattisgarh)

---- Respondents

For Petitioner	:	Shri Keshav Dewangan, Advocate
For State	:	Shri D.R. Minj, Dy. Govt. Advocate

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

Order On Board

17/08/2016

Heard on admission.

1. The transfer order is under challenge on the ground that the petitioner is suffering from disability and transfer to another district Ambikapur will result in severe hardship.
2. It is found that the petitioner has remained posted at the present place

eversince his initial appointment in the year 2011 and in the exigency of service, he has been transferred.

3. The petitioner has preferred representation to the competent authority, who may consider and decide the petitioner's representation within a period of 4 weeks on its own assessment of the nature and extent of disability and the place where the petitioner has been transferred. If no one has been posted at the place of the petitioner, for a period of 4 weeks, coercive steps shall not be taken against the petitioner on account of non-joining in Ambikapur.
4. With the aforesaid observations, the petition is finally disposed off.

Sd/-
(Manindra Mohan Shrivastava)
Judge