

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 6857 of 2016

Jagecharan Baghel S/o Late Shri Motilal Baghel Aged
About 41 Years Lecturer, Govt. Higher Secondary
School R/o Village Sendh, Post Palod, Thana Mandir
Hasoud, District Raipur (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, School
Education Department State Of Chhattisgarh Mahanadi
Bhawan Mantralay Naya Raipur, District Raipur
(Chhattisgarh)
2. Director, Lok Sikshan Sanchalnalay, Chhattisgarh
Indrawati Bhawan, Naya Raipur (Chhattisgarh)
3. District Education Officer, Raipur, District Raipur
(Chhattisgarh)

---- Respondents

For Petitioner	: Shri Abdul Wahab Khan, Advocate
For Respondent/State	: Shri D.R. Minj, Dy. G.A.

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

Order On Board

19/12/2016

Heard on admission.

1. The transfer order dated 30.07.2016 is under challenge on the ground that even though the petitioner did not apply for transfer, he has been transferred on his own request.
2. It has been mentioned in para 9.4 of the petition that in the month of August, 2016, representation was made to District Education Officer, Raipur. Copy of such representation, however, has not been placed on record.
3. Be that as it may, once the petitioner has raised a grievance that he did not make any representation for transfer

on his own request yet he has been transferred, such ground which ought to be considered by the competent authority.

4. In view of the above, it is directed that the representation made by the petitioner to the respondent No.3 shall be forwarded to the State by the District Education Officer forthwith and the State shall take a decision on petitioner's representation within a period of four weeks from the date of receipt of copy of this order and for a period of four weeks, no coercive steps shall be taken against the petitioner, if he is not already relieved.

5. The petition is accordingly disposed off.

Sd/-
(Manindra Mohan Shrivastava)
Judge