

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3914 of 2016

Ashok Singh Chouhan S/o Chhatrapal Singh Chouhan, Aged About 54 Years Posted As Lecturer Commerce Pt. Shivadin Dubey, Higher Secondary School, Akaltara, District Janjgir Champa Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, School Education Department, Mahanadi Bhawan, New Raipur P.S. Rakhi, District Raipur Chhattisgarh
2. The Director, Directorate Of Public Instruction Chhattisgarh, Indravati Bhawan, New Raipur, Chhattisgarh
3. The Collector, District Janjgir Champa Chhattisgarh
4. The District Education Officer, District Janjgir Champa Chhattisgarh
5. The Principal, Pt. Shivadin Dubey, Higher Secondary School, Akaltara District Janjgir Champa Chhattisgarh

---- Respondents

Shri Sushobhit Singh, counsel for the petitioner/s.
Shri S.P.Kale, Dy.A.G. for the State.

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

22/08/2016

The ground of challenge against the transfer order is that even though the petitioner never made any application for transfer, impugned order shows that he has been transferred on his own request and representation has also been submitted by the petitioner.

2. This has been categorically averred in para 8.3 of the petition. The allegations are serious and requires proper enquiry by the transferring authority. Let enquiry be conducted by the respondent / State through responsible officers into the allegations that the petitioner never made application for transfer.

3. The decision on petitioner's representation shall be taken within a period of four weeks. For a period of four weeks, no coercive steps shall be taken against the petitioner to compel him to join at the new place of posting.
4. The petition is accordingly finally disposed off.

Sd/-

(Manindra Mohan Shrivastava)
Judge

Deepti