

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4405 of 2016

Smt. Meena Ratre W/o Shri Padman Kumar Ratre, Aged About 29 Years Working As Assistant Teacher Panchayat At Govt. Primary School Tupakadhar, Tahsil Pusour, District Raigarh R/o Village & Post Taparda, Tah, Pusour, District Raigarh Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Panchayat & Rural Development, Department, Mantralaya, Mahanadi Bhawan, Naya Raipur Chhattisgarh
2. The Collector, Raigarh, District Raigarh Chhattisgarh
3. Chief Executive Officer, Zila Panchayat Raigarh, District Raigarh Chhattisgarh
4. Chief Executive Officer, Zila Panchayat, Balodabazar, District Baloda Bazar Bhatapara Chhattisgarh
5. Chief Executive Officer, Janpad Panchayat Pusor, Distirct Raigarh Chhattisgarh
6. Head Master, At Govt. Primary School Tupakadhar, Tahsil Pusour, Distirct Raigh Chhattisgarh

---- Respondents

For Petitioner	:	Mr. R.S. Patel, Advocate
For Respondent-State	:	Mr. Dheeraj Wankhede, G.A.

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

Order On Board

08/09/2016

Heard on admission.

The transfer order is under challenge on the ground that the petitioner is an office bearer of District Level elected on 22.12.2014.

Therefore, as per Government transfer policy, being an officer bearer, the petitioner is exempted from transfer for a period of 3 years.

The certificate dated 22.12.2014 has been issued by the District Level President of the Association. The petitioner has been appointed as President of Women Cell. Therefore, she cannot be said to be the President of the Association at the district level. Therefore, the benefit of circular dated 24.06.1998 is not available to the petitioner. The petitioner has already completed normal tenure of service, therefore, the petitioner could be transferred in exigency of service. The petition has no merit and is therefore dismissed.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Rekha