

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3641 of 2016

Ku. Pooja Gupta D/o Lalchand Gupta, Aged About 28 Years Posted As Assistant Grade- III, Office District Education Officer, Baikunthpur, District Korla, (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, School Education Department, Mahanadi Bhawan, Mantralaya, New Raipur, District Raipur, (Chhattisgarh)
2. Collector, Korla, (Chhattisgarh)
3. District Education Officer, District Korla, (Chhattisgarh)
4. Manish Paikara, S/o Rajkawas Paikara, Aged About 25 Years Assistant Grade III, Posted At Higher Secondary Ranai, Block Baikunthpur, District Korla, (Chhattisgarh)
5. Rekha, D/o Suresh Lakara, Assistant Grade- Ill, Posted At Higher Secondary Ranai, Block Baikunthpur, District Korla, (Chhattisgarh)

---- Respondents

Shri Syed Majid Ali, counsel for the petitioner/s.
Shri Sangharsh Pandey, Dy.G.A. for the State.

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

11/08/2016

The transfer order is under challenge on the ground that the petitioner has been transferred to accommodate respondents 4 and 5 who continued on attachment in the present office since long even though they were earlier posted in the school at Ranai.

2. It is also submitted that the petitioner has personal problems like ailment of her father and the petitioner being the only person to take care of her father. It is not in dispute that the petitioner has remained posted since 06/05/2013. That means, for more than three years, the petitioner remained at present place. The transfer place is hardly 35 kms. away from the present place of posting. Therefore, there is no ground to interfere with the transfer order on

judicial side under Article 226 of the Constitution of India. As representation in this regard has already been made, the same shall be decided within three weeks from the date of receipt of copy of this order, if not already decided.

The petition is accordingly finally disposed off.

Sd/-

(Manindra Mohan Shrivastava)
Judge

Deepti