

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3680 of 2016

- Gyan Dev Pandey S/o Shri Muniram Panday, Aged About 48 Years
R/o Vaishyapuram Colony Face- 1 House No. D- 3, Seepat Road
Bilaspur (Chhattisgarh).

---- Petitioner

Versus

1. State Of Chhattisgarh Through : Its Secretary, Co-Operative
Department, Mahanadi Bhawan Naya Raipur District Raipur
(Chhattisgarh).
2. State Of Chhattisgarh, Through : Its Secretary, General
Administration Department, Mahanadi Bhawan Naya Raipur District
Raipur (Chhattisgarh).
3. Under Secretary, Co-Operative Department, Mahanadi Bhawan
Naya Raipur District Raipur (Chhattisgarh).
4. State Of Chhattisgarh, Through : Its Secretary, Scheduled Tribe And
Scheduled Caste Development Department, The President Of The
Committee Of Senior Secretary Mahanadi Bhawan Naya Raipur
District Raipur, Chhattisgarh.
5. Registrar Of The Cooperative Societies, Chhattisgarh Indrawati
Bhawan Mantralaya Naya Raipur, Chhattisgarh.
6. Deputy Registrar Of The Cooperative Societies, Old Composite
Building Bilaspur Nehru Chowk Bilaspur, Chhattisgarh.

---- Respondents

For Petitioner : Mr. Anand Mohan Tiwari, Advocate
For State : Mr. S.P. Kale, Dy. Advocate General on advance copy

Hon'ble Shri Justice Manindra Mohan Shrivastava
Order On Board

12/08/2016

Heard.

1. By filing the petition, the petitioner has challenged the transfer order
on the ground that the petitioner being handicapped is entitled to
exemption for transfer.
2. The present Transfer Policy dated 11.06.2016 does not make any
provision with regard to handicapped category of employees. The
nature of handicap shown is that the petitioner suffers from
congenital loss of fingers in the right hand.

3. The petitioner has been transferred from Bilaspur to Korba. Looking to the nature of job, difficulty to perform work by the handicap person is a matter for consideration by the transferring authority. The petitioner has already preferred representation, the same shall be considered and decided within a period of four weeks. The petitioner may also pray to transferring authority to stay the transfer order.
4. The petition is accordingly disposed off.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Chandra