

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3917 of 2016

Smt. Bhumita Dahariya W/o Chandan Kurre, Aged About 47 Years Posted As Headmistress, Government Primary School, Kukurmuda, Block Khairagarh, District Rajnandgaon (Chhattisgarh).

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, School Education Department, Mahanadi Bhawan, New Raipur, P. S. Rakhi District Raipur (Chhattisgarh).
2. School Education Department, Through Under Secretary, Mahanadi Bhawan, Mantralaya, New Raipur, P. S. Rakhi, District Raipur (Chhattisgarh)
3. The Director, Directorate Public Instructions Chhattisgarh, Indravati Bhawan, New Raipur (Chhattisgarh).
4. The Collector, Rajnandgaon, District Rajnandgaon (Chhattisgarh).
5. The Assistant Commissioner, Tribal Department, Rajnandgaon, District Rajnandgaon (Chhattisgarh).
6. The District Education Officer, Rajnandgaon, District Rajnandgaon (Chhattisgarh).

---- Respondents

Shri Abhishek Sharma, counsel for the petitioner/s.
Shri R.K.Gupta, 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 she has been transferred on her own request and representation has also been submitted by the petitioner in this regard.

2. This has been categorically averred in para 8.5 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 her to join at the new place of posting.

4. The petition is accordingly finally disposed off.

Sd/-

(Manindra Mohan Shrivastava)
Judge

Deepti