

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Appeal No.402 of 2016**

Dev Kumar Kaushik S/o Shri Chotku Ram Kaushik, aged about 31 years, working as House Master in Govt. Blind and Deaf School, Bilaspur (CG), R/o Village-Tilaibhatha, Post-Singharpur, Block-Khaira-garh, Civil and Revenue District-Rajnandgaon (CG)

---- Appellant

Versus

1. State of Chhattisgarh, through the Secretary, Social Welfare Department, Mantralaya, Mahanadi Bhawan, Capital Complex, New Raipur, District Raipur Chhattisgarh
2. The Additional Secretary, Chhattisgarh Government, Social Welfare Department, Mahanadi Bhawan, Capital Complex, New Raipur, District Raipur (CG)
3. The Director, Social Welfare Department, Raipur, District Raipur (CG)
4. The Collector, Bilaspur, District Bilaspur (CG)

---- Respondents

For Appellant	:	Mr. Dharmesh Shrivastava, Advocate
For Respondents	:	Mr.Y.S.Thakur, Dy.A.G.

Hon'ble Shri Deepak Gupta, Chief Justice

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

Per Deepak Gupta, Chief Justice

30/08/2016

1. This writ appeal is directed against the order dated 3.8.2016 passed by a learned Single Judge of this Court in WP (S) No.3131/2016 dismissing the writ petition.
2. The main grievance of the petitioner is that he remain posted at Bilaspur from 3.6.2016 and vide order dated 27.6.2016 passed within three weeks, he has been transferred from

Bilaspur to Jashpur.

3. The explanation of the State is that earlier the petitioner was posted at Raipur when he was under suspension and after revocation of his suspension he was posted at Bilaspur against the vacant post of Warden. However, the post of Warden is junior to the post of House Master which the petitioner is holding. There is no vacant post of House Master at Bilaspur and ultimately he has been transferred from Bilaspur to Jashpur.
4. Transfer is an incidence of service. In these circumstances, we find no error in the order of a learned Single Judge.
5. Accordingly, the writ appeal fails and is hereby dismissed.

Sd/-

(Deepak Gupta)
Chief Justice

Sd/-

(Sanjay K.Agrawal)
Judge