

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 6186 of 2016

- Mahesh Kumar Bambade S/o Shri Ramaji Bambade Aged About 50 Years Posted As Peon Govt. Girls High School, Mainpur, Distirct Gariyaband Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Thorough The Secretary, School Education Department Mahanadi Bhavan, Naya Raipur Distirct Raipur Chhattisgarh
2. Collector, Distirct Gariyaband Chhattisgarh
3. Distirct Education Officer, District Gariyaband Chhattisgarh
4. Principal, Govt. Girls High School, Mainpur, Distirct Gariyaband Chhattisgarh

---- Respondents

For Petitioner : Mr. P.P. Sahu, Advocate
For State : Mr. R.K. Gupta, Dy. Advocate General

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

11/11/2016

Heard.

1. The transfer order is under challenge on the ground that the petitioner has been transferred vide order dated 30.07.2016 on the ground that he had applied for transfer on his own request, but the petitioner has never made any such application for his transfer.
2. It is found that the petitioner has not filed any petition before this Court for more than three months which is sought to be explained on the ground that the order was not served on the petitioner. This itself should be a matter of enquiry. An enquiry shall be made in a manner as to how the petitioner has been transferred on the ground that he had applied for transfer on his own request. In the enquiry, if it is found that some mischief has been committed, strict action be taken against those who were involved in this kind of activities where employee is being transferred showing it to be on his own request without there being any request made by him.

3. If no one has joined in his place, till the matter is decided by the State Government or four weeks whichever is earlier, coercive steps shall not be taken against the petitioner.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Chandra