

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4915 of 2016

Prabhakar Karadbhuje S/o Late Shri Baburao Karadhuje, Aged About 60 Years R/o Shaheed Rajeev Pandey Ward No 54, Tikrapara Raipur Police Station Tikrapara, Distirct Raipur Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Its Secretary, Department Of Revenue And Disaster Management, Secretariat, Mahanadi Bhawan, New Raipur, P.S. And Post Rakhi, Distirct Raipur Chhattisgarh
2. Collector, Office Of The Collectorate District Gariyaband Chhattisgarh
3. Sub Divisional Officer, Revenue Office Of The Sub Divisional Officer, Gariyaband, District Gariyaband Chhattisgarh

---- Respondents

For Petitioner	:	Shri Abhishek Pandey, Advocate
For Respondent-State	:	Shri D.R. Minj, Dy. Govt. Advocate

S.B.:Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

20/09/2016

Heard on admission.

1. The petitioner has challenged the transfer order passed by the Collector on 30.07.2016 on the ground that on the same day, the State Government has also passed the order of transfer of the petitioner to District Raipur. It is submitted that in the case of conflict between two orders, as per transfer policy dated 11.06.2016, order passed by the State Government has to prevail.
2. In view of the above, this petition is disposed off with the direction that the petitioner shall be subjected to transfer order passed by the State on 30.07.2016, notwithstanding the transfer order dated 30.07.2016 passed by the Collector.

3. In view of the decision of this Court in the case of **Ms. Manisha Agrawal Vs. State of Chhattisgarh and Others, 2015(4) C.G.L.J.182**, the transfer order is required to be complied with unless it is modified, varied or cancelled.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Rekha