

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 5469 of 2016

Smt. Vejayeta Nirmalkar W/o Shri Hemant Kumar Nirmalkar, Aged About 30 Years Working As Assistant Teacher Panchayat Govt. Primary School Moudhalbhantha, Block & Tahsil Pusor, Distirct Raigarh Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Panchayat And Rural Development, Mantralaya Mahanadi Bhawan Naya Raipur Chhattisgarh
2. The Collector, Raigarh, Distirct Raigarh Chhattisgarh
3. Chief Executive Officer, Zila Panchayat, Raigarh, Distirct Raigarh Chhattisgarh
4. Chief Executive Officer, Zila Panchayat Baloda Bazar District Baloda Bazar Chhattisgarh
5. Chief Executive Officer, Janpad Panchayat, Pusour, District Raigarh Chhattisgarh

---- Respondents

For Petitioner	:	Shri R.S. Patel, Advocate
For State	:	Shri D.R. Minj, Dy. Govt. Advocate

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

Order On Board

04/10/2016

Heard on admission.

1. The transfer order is under challenge on the ground that the petitioner has been transferred to district- Baloda Bazar in violation of the policy to keep the husband and wife together either at the same station or nearby station, subject to exigency of service.
2. It is found that the petitioner has approached this Court without filing any representation before the transferring/competent authority.

3. Therefore, it is directed that if the petitioner submits a representation for consideration of her transfer to any other place in the nearby area, if possible, subject to exigency of service and requirement of manning education institution, the transferring/competent authority shall decide the same within a period of 4 weeks from the date of receipt of the representation.
4. With the observation and direction as above, the petition is finally disposed off.

Sd/-
(**Manindra Mohan Shrivastava**)
Judge