

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 6666 of 2017**

- V.K. Jain S/o Pooran Chand Jain, Aged About 60 Years R/o D/ 223, R. M. S. Colony, Tagore Nagar, Pachpedinaka, Raipur, District Raipur, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Panchayat And Gramin Vikas Vibhag, Mahanadi Bhawan, Mantralaya, Capital Complex, New Raipur, District Raipur, Chhattisgarh.
2. Secretary, Water Resources Department, Mahanadi Bhawan, Mantralaya, Capital Complex, New Raipur, District Raipur, Chhattisgarh.
3. Janpad Panchayat, Tilda, District Raipur, Chhattisgarh. Through Its Chief Executive Officer, Janpad Panchayat, Tilda, District Raipur, Chhattisgarh.

---- Respondent

For Petitioner
For Respondents
State.

Shri Prasoon Agrawal, Advocate.
Shri Sangharsh Pandey, Dy. G.A. for the

Hon'ble Shri Justice Prashant Kumar Mishra**Order On Board****30/11/2017**

1. Challenge in this petition is to the order dated 20.11.2017 by which he has been transferred from Janpad Panchayat, Tilda, Raipur to Janpad Panchayat, Nawagarh, District Janjgir Champa (C.G.) on the ground of administrative exigency.

2. The ground raised by the petitioner is that the impugned order has been passed without obtaining their being any administrative exigency and as such, the same is in violation of the transfer policy issued by the State Government.
3. Considering the facts situation of the case, it would be appropriate to allow the petitioner to prefer a representation before the concerned competent authority raising his grievance against the impugned transfer order.
4. Let the petitioner prefer representation within a period of 03 weeks from today and thereafter, the concerned competent authority shall consider and decide the same within the next 7 weeks, in accordance with law and on its own merits.
5. For a period of 10 weeks or till the representation is decided, whichever is earlier, the *status quo*, as it exists today, in respect of the petitioner's posting, shall be maintained.
6. The writ petition is accordingly disposed of.
7. It is made clear that this Court has not expressed any opinion on the merits of the case and the respondent authorities shall decide the matter, on its own merits, strictly in accordance with law, without treating any observation made in this order, as opinion on the merits of the case.

Sd/-

Judge

Prashant Kumar Mishra

Akhilesh

