

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4211 of 2017

B. K. Mandal S/o Shri K. Mandal, Aged About 57 Years Agriculture Development Officer, Working At Office Of Senior Agriculture Development Officer, Block Tokapal, District Jagdalpur, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Agriculture Department, Mahanadi Bhawan, New Raipur, Chhattisgarh.
2. Dy. Director, Agriculture Department, Jagdalpur, District Jagdalpur, Chhattisgarh.
3. Smt. Balmati Baghel Agriculture Development Officer, Chhattisgarh, Sukma, Chhattisgarh.

---- Respondents

For Petitioner	:	Shri Somakant Verma, Advocate
For State	:	Shri D.R. Minj, Dy. Govt. Advocate

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

Order On Board

30/08/2017

Heard.

1. Learned counsel for the petitioner submits that though the petitioner has remained posted continuously in scheduled area for the last 35 years, by impugned order, he has again been transferred to another scheduled area. He submits that in such case, there is a policy of the State Government to consider posting outside the scheduled area under clause 2.1 of circular dated 03.06.2015.
2. It is found that the petitioner has approached this Court without preferring any representation in that regard. Therefore, I am not inclined to interfere with the transfer order. It will, however, be open for the petitioner to prefer

representation before the competent authority to claim posting outside the scheduled area according to the Government Policy within a period of ten days. If such representation is made, the competent authority shall take a decision on the representation within a period of four weeks from the date of receipt of the representation along with copy of this order. For a period of four weeks, no coercive steps shall be taken against the petitioner, provided nobody has joined at the place of the petitioner.

3. With the aforesaid observations, the petition is finally disposed off.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Praveen