

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4178 of 2017

J. P. Kiran S/o Shri Kanhaiyalal Kiran, Aged About 60 Years Posted As Principal, Government Higher Secondary School, Bartori (Bilha), District Bilaspur Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, School Education Department, Mahanadi Bhawan, Mantralaya, New Raipur, District Raipur (Chhattisgarh)
2. The Director, Directorate, Public Instructions, Indravati Bhawan, New Raipur, District Raipur Chhattisgarh.
3. District Education Officer, Bilaspur, District Bilaspur (Chhattisgarh)
4. D. K. Soni, Posted As Principal, Government Higher Secondary School, Bartori (Bilha), District Bilaspur Chhattisgarh.

---- Respondents

For Petitioner : Shri K.K. Pandey, Advocate

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

Order On Board

11/09/2017

1. The transfer order is under challenge on the ground that the petitioner is being transferred from higher secondary school to high school, therefore, he has been degraded from the present post of Principal Higher, Secondary School.
2. The promotion order of the petitioner has been placed on record would show that not only the petitioner but large number of Lectures upon promotion to the cadre of Principal Higher Secondary School were posted in various High Schools. At that time, the petitioner did not challenge the order and accepted posting in the High School and joined upon promotion. Therefore, in these circumstances, I am not inclined to interfere with the order except to protect the petitioner in the manner that transfer of the petitioner shall not reduce his status which he was granted under the promotion order passed earlier and

that his pay shall also not be reduced and shall continue to draw the same pay scale. For other grounds which have been raised by the petitioner, it would be open for the petitioner to file representation and if it is done, the representation of the petitioner shall be decided within a period of 4 weeks.

3. With the observation and direction as above, the petition is disposed off.

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

Praveen