

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3243 of 2016

- Smt. Renu Babita Kujur W/o Shri Anuranjan Kujur, Aged About 32 Years, working as Shikshak Panchayat, Govt. Middle School, Chatrikona, Block Seetapur, Ambikapur, Distt. Surguja, (Chhattisgarh), R/o Mission Compound, Bade Nahar Kinare, Distt. Janjgir Champa, (Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department of Panchayat and Rural Development, Mahanadi Bhawan, Mantralaya, New Raipur, Distt. Raipur, (Chhattisgarh)
2. The Commissioner/Director, Panchayat, Directoate, Indrawati Bhawan, New Raipur Chhattigarh
3. The Collector District Surguja Chhattisgarh
4. Chief Executive Officer, Jila Panchayat Surguja District Surguja Chhattisgarh
5. Chief Executive Officer, Jila Panchayat Janjgir Champa Distirct Janjgir Champa Chhattisgarh
6. Block Education Officer, Seetapur, District Surguja Chhattisgarh

---- Respondents

For Petitioner	Shri Sameer Beher, Advocate
For Respondent-State	Shri Satish Gupta, GA
For Respondent No.5	Shri M. K. Mishra, Advocate

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

04/05/2017

1. The petitioner has challenged the impugned order dated 21.06.2016 (Annexure P-1), whereby the petitioner has been transferred from Government Middle School, Chatrikona, Block

Seetapur, District Surguja to Jila Panchayat, Janjgir-Champa, District Janjgir-Champa administrative exigency. On 28.07.2016, this Court allowed the petitioner to continue at the present place of posting and since thereafter, the petitioner is enjoying the interim relief.

2. Learned State counsel would submit that since the petitioner is enjoying interim relief for last about 9 months, the respondents may be permitted to pass fresh transfer order, if any administrative exigency arises.
3. In view of the above, it is directed that respondents shall not insist upon the implementation of impugned transfer order, however, they would be at liberty to pass fresh order in accordance with law on the basis of obtaining administrative exigency.
4. In view of the aforesaid observation, the writ petition is disposed of.

Sd/-

JUDGE
PRASHANT KUMAR MISHRA

Nirala