

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 6057 of 2017

- Smt. Raji Kutti D/o Late K.K. Kutti Aged About 47 Years R/o House No. 680, Street No. 5, Kasarideeh, Durg District Durg Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary Department Of Commerce And Industries, New Mantralaya, Mahanadi Bhawan, Raipur Chhattisgarh.
2. Director, Udyog Department, Udyog Bhawan, Division Durg Chhattisgarh.
3. Chief General Manager, District Trade And Industries Centre Durg, District Durg Chhattisgarh.

---- Respondent

For Petitioner	Shri Anuraj Jha, Advocate.
For Respondents	Shri Rajendra Tripathi, P.L.

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

15/11/2017

1. Challenge in this petition is to the order dated 14.08.2017 by which he has been transferred from District Durg to Bemtara District on the ground of administrative exigency.
2. The ground raised by the petitioner is that the petitioner is a divorcee lady and she is required to attend the Court at Durg from time to time. The impugned transfer order has been made contrary to the transfer policy and that to

without there being any administrative exigency.

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 04 weeks from today and thereafter, the concerned competent authority shall consider and decide the same within the next 8 weeks, in accordance with law and on its own merits.
5. For a period of 12 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