

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR****WPS No. 6656 of 2017**

- Tapan Kumar Ghosh S/o Late N.N. Ghosh, Aged About 61 Years  
Temporary Address Panchayat Colony, Behind Collectorate,  
Narayanpur Chhattisgarh.....Permanent Address D. N. K.  
Colony, Kondagaon Chhattisgarh.

---- Petitioner

**Versus**

1. State Of Chhattisgarh Through The Secretary Department Of  
Energy Mantralaya, New Raipur, District Raipur Chhattisgarh.
2. Chhattisgarh State Power Distribution Company Ltd. Division  
Jagdalpur, Through The Executive Director, Jagdalpur, Bastar  
Chhattisgarh.
3. Chhattisgrh State Power Distribution Company Ltd. Sub -  
Division, Narayanpur Through The Executive Director,  
Narayanpur Chhattisgarh.

---- Respondent

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| For Petitioner        | Shri Raja Ali, Advocate. |
| For Respondents/State | Shri Sameer Behar, P.L.  |

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

1. Challenge in this petition is to the order dated 14.11.2017  
by which he has been transferred from Narayanpur to  
District Bijapur 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