

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 5350 of 2008

Smt. V. Walter W/o. Shri H. Walter, Aged about 58 years, Assistant Teacher, Church of Christ Primary School, Kududand, Bilaspur, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, School Education Department, D.K.S. Bhawan, Mantralaya, Raipur, District Raipur, Chhattisgarh.
2. District Education Officer, Bilaspur, Chhattisgarh
3. Church of Christ Mission in India, Education Department, (Schools Established & Administered by a Minority Community), Kududand, District Bilaspur, Chhattisgarh through: its Mission Secretary.
4. Church of Christ Primary School, Kududand, District Bilaspur, Through its Head Master.

---Respondents

For Petitioner	:	Mr. Soumya Rai, Advocate
For State	:	Mr. Dheeraj Wankhede, Govt. Advocate
For respective respondents	:	Mr. Gagan Tiwari, Advocate

Hon'ble Shri Justice P. Sam Koshy

Order on Board

19/11/2018

1. The challenge in the present writ petition was the order of transfer that was passed as early as on 19.08.2008.
2. Perusal of the record appears that the petitioner's services subsequently have been terminated. Even otherwise, the petitioner as on date has crossed the age of superannuation. Moreover, the petitioner did not have an interim protection against the operation of the transfer order dated 19.08.2008.
3. Under the said circumstances, the present writ petition challenging the order of transfer becomes infructuous by efflux of time and the writ petition accordingly stands dismissed as having become

infructuous. However, the records of the writ petition shall be kept along with the records of the WPS No. 7039/2009, which is a petition preferred by the petitioner challenging the subsequent termination from service.

Sd/-
(P. Sam Koshy)
Judge

Ved