

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 817 of 2018

Rakshpal Bariha S/o Shri H. R. Bariha Aged About 32 Years R/o Village -
Kusmisakar, Post Kisadi Tahsil Saraipali Police Station Saraipali District
Mahasamund Chhattisgarh., District : Mahasamund, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Its Secretary, Department Of Revenue And
Disaster Management Mahanadi Mantralaya, Police Station And Post Rakhi
New Raipur District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. Collector, Office Of Collectorate Mahasamund District Mahasamund
Chhattisgarh., District : Mahasamund, Chhattisgarh
3. Tahsildar , Tahsil Officer Mahasamund District Mahasamund Chhattisgarh.,
District : Mahasamund, Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Abhishek Pandey, Advocate
For State	:	Mr. Majid Ali, Dy.G.A.

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

23/01/2018

Heard on admission.

1. The petitioner has filed this petition on the grievance that though the transfer order has been issued on 14.08.2017, he is not being relieved.
2. The issue regarding implementation of transfer order has been considered by this Court in the case of **Ms. Manisha Agrawal Vs. State of Chhattisgarh and Others, 2015(4) C.G.L.J.182**, wherein relying upon several judgment of the Supreme Court, it has been held by this Court that once the employee has been transferred, it is required to be complied with unless it is modified, varied or cancelled.
3. Therefore, in these circumstances, either the transfer order has to be implemented or the State has the option to cancel, vary or modify or keep in abeyance.
4. Accordingly, this petition is disposed off with the direction that if the transfer

order of the petitioner is not cancelled, varied or kept in abeyance by the respondent-Transferring Authority, the petitioner would be required to be relieved towards implementation, execution of the transfer order.

5. The petition is accordingly disposed off.

Sd/-

(Manindra Mohan Shrivastava)
J U D G E

Rekha