

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (S) No. 3906 of 2018**

Sudershan Panigrahi, S/o Shri G. P. Panigrahi, Aged About 59 Years, R/o Village And Post- Aasna, Tahsil- Jagdalpur, District- Bastar, Chhattisgarh.

---- Petitioner**Versus**

1. State of Chhattisgarh, Through Secretary, Public Health Engineering Department, Mahanadi Bhawan, Police Station- New Raipur, Tahsil Raipur, Civil And Revenue District- Raipur, Chhattisgarh.
2. Superintending Engineer, Public Health Engineering Department, Jagdalpur Zone, Jagdalpur, District- Bastar, Chhattisgarh.
3. Executive Engineer, Public Health Engineering Department, Circle/ Division- Jagdalpur, District- Bastar, Chhattisgarh.

---- Respondents

For Petitioner	:	Shri Vaibahv A Goverdhan, Advocate.
For Respondent/State	:	Shri Wasim Miyan, Panel Lawyer.

Hon'ble Shri Prashant Kumar Mishra**Order on Board****23.05.2018**

1. Challenging in this petition is to the order dated 14.08.2017, by which the petitioner has been transferred from PHE (Civil) Jagdalpur Circle/Division to PHE (Civil), Surajpur Circle/Division on the ground of administrative exigency.
2. The ground raised by the petitioner is that the impugned order has been passed without 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 15 days from today and thereafter, the concerned competent authority shall consider and decide the same within the next 6 weeks, in accordance with law and on its own merits.
5. Till the representation is decided, 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/-

(Prashant Kumar Mishra)
Vacation Judge