

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 6259 of 2019

1. Mukesh Jain, S/o Late Shri Pooranchand Jain, Aged About 54 Years, Occupation: Head Master Middle School Tusel, Block And Tahsil Jagdalpur, District Bastar Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, School Education Department, Mahanadi Bhawan, Mantralaya, Atal Nagar, Naya Raipur Chhattisgarh
2. The Collector, Bastar Jagdalpur, District Bastar Chhattisgarh
3. The District Education Officer, Bastar Jagdalpur, District Bastar Chhattisgarh
4. Mrs. Pushpa Dhruw, Head Master, Middle School Pujaripara Biringpal, Block And Tahsil Jagdalpur District Bastar Chhattisgarh

---Respondents

For Petitioner	:	Mr. Avinash K. Mishra, Advocate.
For Respondent	:	Mr. Ayaz Naved, Govt. Advocate

Hon'ble Shri Justice P. Sam Koshy

Order on Board

20.08.2019

1. The challenge in the present Writ Petition is to the order Annexure P/1 dated 20.06.2019, whereby the petitioner shown to have been attached at the Middle School, Tusel is being sent to the substantive place of posting at the Middle School, Pujaripara.
2. The only contention of the petitioner is that, he was working as a Head Master and is being sent to Middle School Pujaripara where there is already a Head Master posted, and therefore, the petitioner would find it difficult to take charge.

3. The petitioner submits that the realizing the aforesaid eventuality, the Joint Director, Public Instructions, Bastar Division has vide order dated 10.07.2019 (Annexure P-5) asked the District Education Officer to take appropriate steps and meanwhile not to disturb the petitioner from his present place of posting.
4. Given the aforesaid facts and circumstances of the case and also taking note of the order passed by the Joint Director dated 10.07.2019, this Court is of the opinion, let petitioner move an appropriate representation to the Respondent No. 02, the District Collector, who in turn shall consider the same and try to redress the grievance of the petitioner in terms of the correspondence made by the Joint Director vide Annexure P-5 dated 10.07.2019.
5. Till the Collector takes a decision in this regard, the effect and operation of the impugned order, so far as the petitioner is concerned be not given effect to, as a consequence any relieving order if issued, the same shall also be kept in abeyance till the decision is taken by the Respondent No. 01.
6. The present Writ Petition as such stands disposed off.

Sd/-
(P. Sam Koshy)
Judge