

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 6835 of 2019**

V. K. Chauda S/o Shri Haridayal Chauda Aged About 57 Years Sub-Engineer, Department Of Public Health And Engineering Posted At Sub-Division-Ambikapur Ambikapur, District Surguja, Chhattisgarh., District : Surguja (Ambikapur), Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary To The Government Of Chhattisgarh, Department Of Public Health And Engineering, Mantralaya, Indrawati Bhawan, Atal Nagar Raipur, Chhattisgarh., District : Raipur, Chhattisgarh
2. Superintending Engineer Department Of Public Health And Engineering, Division- Ambikapur, District Surguja, Chhattisgarh., District : Surguja (Ambikapur), Chhattisgarh

----Respondents

For Petitioner	:	Mr. Anurag Dayal Shrivastava, Advocate
For State	:	Mr. Jitendra Pali, Dy. A.G.

Hon'ble Shri Justice P. Sam Koshy
Order on Board

04/09/2019

1. The challenge in the present writ petition is to the order of transfer dated 13.08.2019 whereby the petitioner has been transferred from Ambikapur to Pandariya.
2. The challenge in the transfer order is on the ground that the impugned order reflects transfer of the petitioner to have been made at the request of the petitioner.
3. According to counsel for the petitioner, the petitioner has never moved any application nor has requested any order of transfer, yet the authorities have shown the order of transfer to have been on its own cost.
4. Given the limited grievance that the petitioner has raised challenging the order of transfer, this Court is of the opinion that subject to

verification of the facts whether the petitioner has made a request for transfer, the impugned order so far as the petitioner is concerned, shall not be given effect to. However, in case on verification if it is found that the petitioner has infact made a request, then the impugned order would not stand interfered and the respondents would be at liberty to relieve the petitioner from the present place of posting. Meanwhile, till the verification is done, the effect and operation of the impugned order, so far as the petitioner is concerned, shall not be given effect to.

5. The present Writ Petition, accordingly stands disposed off.

Sd/-
(P. Sam Koshy)
Judge

Ved