

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 6901 of 2019**

Mukesh Singh Kaila S/o Late Mr. M.S. Kaila, Aged About 49 Years
Presently Posted As Assistant Grade Iii, Iti Korba, District Korba
Chhattisgarh., District : Korba, Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through Secretary Skill Development And Technical Education And Employment Department, Mantralaya, Mahanadi Bhawan, Atal Nagar Nawa Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. Director Directorate Of Skill Development And Technical Education And Employment Department, Indrawati Bhawan, Atal Nagar, Nawa Raipur Chhattisgarh., District : Raipur, Chhattisgarh
3. Principal Industrial Training Institute Korba, District Korba Chhattisgarh., District : Korba, Chhattisgarh
4. Faku Lal Garhewal Assistant Grade Iii, Presently Posted At Iti Ramanujnagar, District Surajpur Chhattisgarh., District : Surajpur, Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Syed Majid Ali, Advocate
For State	:	Mr. Chandresh Shrivastava, Dy. A.G. with Ms. Akansha Jain, GA

Hon'ble Shri Justice P. Sam Koshy**Order on Board****05/09/2019**

1. The challenge in the present Writ Petition is to the order [Annexure P/1 dated 20.08.2019](#) whereby the services of the petitioner has been transferred from Korba [to Ramanujnagar](#).
2. Counsel for the petitioner submits that petitioner has been serving in a scheduled area from 20 years and now again on transfer, he is being sent to a scheduled area. Which is in total violation of the

Scheduled Area policy of the State Government dated 03.06.2015.

Further contention of the petitioner is that he has already made a representation in this regard to the concerned authority which is Annexure P-4 dated 27.08.2019.

3. Given the aforesaid facts, let respondents decide the representation of the petitioner Annexure P-4 dated 27.08.2019 within a period of 45 days from the date of receipt of copy of this order. While deciding the same, the authorities concerned will take note of the policy pertaining to the Scheduled area framed by the State Government dated 03.06.2015 and also the transfer policy of the State Government.
4. Till the representation of the petitioner is decided, the effect and operation of the impugned order Annexure P-1 shall remain stayed.
5. With the aforesaid observations, the writ petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

Rohit