

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 7215 of 2019

1. Nilesh Kumar Kesharwani, S/o Jeet Ram Kesharwani, Aged About 39 Years, Working As Computer Operator, Municipal Corporation, Bilaspur, District : Bilaspur, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Urban Administration And Development Department, Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur, District : Raipur, Chhattisgarh
2. Commissioner, Municipal Corporation Bilaspur, District- Bilaspur, Chhattisgarh

---Respondents

For Petitioner	:	Mr. C. Jayant K. Rao, Advocate
For State	:	Ms. Pushpa Dwivedi, Advocate on behalf of Mr. A.S. Kachchwaha, Advocate

Hon'ble Shri Justice P. Sam Koshy

Order on Board

06.09.2019

1. The challenge in the present Writ Petition is to the impugned order Annexure P-1 dated 31.08.2019, whereby the petitioner has been transferred from Municipal Corporation, Bilaspur to Municipal Corporation, Jagdalpur, (C.G.).
2. The contention of the petitioner is that, the impugned order has been passed much after the transfer period was closed by the State Government by 23rd August, 2019.
3. The contention of the petitioner is that, the transfer order has been issued during the ban period as the transfer was permitted to the government employee till 23rd August, 2019 and the impugned order now has been issued much after that without any administrative

exigency or any specific reason made out, which compelled the State Government for issuing the order.

4. Given the aforesaid facts, let the petitioner make a detailed representation to the respondent within a period of 10 days from the date of receipt of copy of this Order and the respondent shall consider the same within a period of further 45 days from the date of receipt of representation of the petitioner.
5. Till the representation of the petitioner is decided, there shall be stay of the effect and operation of the impugned order (Annexure P-1), so far as the petitioner is concerned.
6. Accordingly, the present Writ Petition stands disposed off.

Sd/-
(P. Sam Koshy)
Judge