

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 7456 of 2019**

B. P. Jatwar S/o Late Ramlal Jatwar Aged About 59 Years Lecturer (T Cadre), Presently Working As Assistant District Project Officer, Rmsa, Office Of District- Education Officer, District- Jashpur, Chhattisgarh.

---- Petitioner**Versus**

1. State Of Chhattisgarh Through Its Secretary, School Education Department, Mantralya, Mahanadi Bhavan, Nava Raipur, Atal Nagar, District- Raipur, Chhattisgarh.
2. District Education Officer Office Of District- Education Officer, Jashpur, District- Jashpur, Chhattisgarh.

---- Respondents

For Petitioner	:	Mr. Vinod Deshmukh, Advocate
For State	:	Mr. Chandresh Shrivastava, Dy. AG

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

17/09/2019

1. The challenge in the present Writ Petition is to the order [Annexure P/1 dated 22.08.2019](#) whereby the services of the petitioner has been transferred from Jashpur [to Bastar](#).
2. Contention of the petitioner is that he is District President of the Chhattisgarh Scheduled Caste, Tribe Officer/Employees Union (Annexure P-5). Second ground of challenge is that petitioner is aged more than 55 years of age and as per the scheduled area policy of the State Government a person who is more than 55 years of age should not be sent to a scheduled area, whereas in the instant case petitioner is being sent from one scheduled area to another core scheduled area.

3. Given the said facts and circumstances of the case, let petitioner make a detailed representation to the respondents within 10 days from the date of receipt of copy of this order and respondent shall decide the same within a further period of 45 days.
4. Till the representation of the petitioner is decided, the effect and operation of the impugned order Annexure P-1 shall remain stayed so far as the petitioner is concerned.
5. With the aforesaid observations, the writ petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

Rohit