

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 7511 of 2019

Ravindra Prasad Patel S/o Late Shri Laxmi Prasad Patel Aged About 61 Years
Working As Assistant Internal Account Audit Taxation Officer, Janpad Panchayat,
Wadrafnagar, District - Balrampur - Ramanujganj Chhattisgarh., District :
Balrampur, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Deputy Secretary, Panchayat And Rural Development Department, Mahanadi Bhawan, Mantralaya Atal Nagar, New Raipur, District - Raipur Chhattisgarh., District : Raipur, Chhattisgarh
2. The Chief Executive Officer, District - Balrampur - Ramanujganj Chhattisgarh., District : Balrampur, Chhattisgarh
3. The Chief Executive Officer, Janpad Panchayat, Wadrafnagar, District - Balrampur - Ramanujganj Chhattisgarh., District : Balrampur, Chhattisgarh
4. Lawansai Bhagat, Posted As Assistant Internal Account Audit Taxation Officer, Janpad Panchayat, Balrampur, District - Balrampur - Ramanujganj Chhattisgarh., District : Balrampur, Chhattisgarh

---Respondents

For Petitioner	:	Mr. D.N. Prajapati, Advocate
For State	:	Mr. Ashutosh Mishra, P.L.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

19/09/2019

1. The challenge in the present writ petition is to the order of transfer dated 22.08.2019 whereby the petitioner has been transferred from Janpad Panchayat Wadrafnagar, District Balrampur to Janpad Panchayat Balrampur, District Balrampur.
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 in fact 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.
5. 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.
6. The present Writ Petition, accordingly stands disposed off.

Sd/-
(P. Sam Koshy)
Judge

Ved