

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 7799 of 2019**

Satish Minj S/o Late Shri G.W. Minj Aged About 59 Years Senior Co-Operative Inspector Office Of Assistant Registrar, Co-Operative Societies Balrampur, District - Balrampur Ramanujganj Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through - Avar Secretary, Department Of Co-Operative, Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur, District - Raipur Chhattisgarh
2. The Registrar Co-Operative Societies, Indravati Bhawan, Naya Raipur, Atal Nagar, District - Raipur Chhattisgarh
3. The Assistant Registrar Co-Operative Societies Balrampur, District - Balrampur Ramanujganj Chhattisgarh

---- Respondents

For Petitioner	:	Mr. A. S. Rajput, Advocate
For State	:	Mr. Jitendra Pali, Dy. A.G.

Hon'ble Shri Justice P. Sam Koshy**Order on Board****25/09/2019**

1. The challenge in the present Writ Petition is to the impugned order [Annexure P/1 dated 14.08.2019](#) whereby the services of the petitioner has been transferred from [a scheduled area to a core scheduled area](#).
2. Counsel for the petitioner submits that petitioner for the last 25 years is working in the scheduled area and therefore if at all, if respondent wanted to transfer, they should have transferred the

petitioner to a non scheduled area. Petitioner has also questioned the transfer order on the ground that his wife is also a Government Employee and is posted at Balrampur.

3. Given the aforesaid facts and circumstances of the case, let petitioner make a representation to respondent No.1 within a period of 10 days and on receipt of the representation, the respondent No.1 in turn shall consider the case of the petitioner for being transferred to a non scheduled area immediately in terms of the scheduled area policy of the State Government within a period of 45 days considering the fact that petitioner has worked in a scheduled area for the last 25 years.
4. Till the representation of the petitioner is decided, the effect and operation of the impugned order shall remain stayed so far as petitioner is concerned.
5. Consequential order of transfer if required, for amending the place of posting of the petitioner from a scheduled area to a non scheduled area would not be hit by the ban imposed by the State Government from transferring a person from 23.08.2019.
6. With the aforesaid observations, the writ petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge