

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (S) No. 8080 of 2019**

Smt. Pratibha Shrivastava W/o Hridesh Shrivastava, Aged About 46 Years, Lecturer (Biology), R/o Juna Bilaspur, Behind Nagorao School, Bilaspur, District Bilaspur, Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Atal Nagar, New Raipur
2. Director, Public Instructions, Indrawati Bhawan, Atal Nagar, New Raipur, Chhattisgarh
3. Collector Bilaspur, District Bilaspur, Chhattisgarh
4. District Education Officer Bilaspur, District Bilaspur, Chhattisgarh
5. Principal, Government High School, Lingiyadih, Bilaspur, District Bilaspur, Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Ravindra Agrawal, Advocate
For State	:	Mr. Ashutosh Mishra, P.L.

Hon'ble Shri Justice P. Sam Koshy**Order On Board****03.10.2019**

1. The challenge in the present writ petition is to the order of transfer dated 21.08.2019 Annexure P-1 passed by the respondents transferring the petitioner from Govt. High School, Lingiyadih, Bilaspur to Govt. High School, Godhi, Block Bilha, District Bilaspur.

2. The challenge to the transfer order is on the ground that the impugned order reflects the 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 for any order of transfer, yet the authorities have shown the order of transfer to have been on her own request.
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 fact that 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, on verification if it is found that the petitioner has in fact made a request, the impugned order would not stand interfered and the respondents would be at liberty to relieve the petitioner from the present place of posting. 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.
5. The present Writ Petition, accordingly stands disposed off.

Sd/-
P. Sam Koshy
Judge