

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 9095 of 2019**

- Kapil Dev Kola, S/o Mr. Taturam Kola, Aged About 37 Years, By Caste Gond, R/o Village Bomar, Thana And Tahsil Bhanupratappur District U.B. Kanker Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, School Education Department (Samvarg-T), Mantralaya, Naya Raipur, District Raipur Chhattisgarh.
2. The Collector, District Kondagaon Chhattisgarh
3. District Education Officer, District Kondagaon Chhattisgarh, District : Kondagaon, Chhattisgarh
4. District Education Officer, District U.B. Kanker Chhattisgarh

---- Respondents

For Petitioner	:	Shri Parag Kotecha, Advocate
For Respondents/ State	:	Shri Kunal Das, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****08/11/2019**

1. The present petition has been filed for issuance of a direction to respondent-transferring authority to relieve the petitioner on the grievance that though the transfer order has been issued by the State Government, till date, the petitioner has not been relieved.
2. The contention of the petitioner is that though the petitioner was transferred vide order dated 22.08.2019, however till date he has not been relieved for joining at the transferred place.
3. The issue regarding implementation of transfer order has been considered by this Court in the case of Ms. Manisha Agrawal Vs. State of Chhattisgarh

and Others, 2015(4) C.G.L.J.182, wherein relying upon several judgments of the Supreme Court, it has been held by this Court that once the employee has been transferred, it is required to be complied with unless it is modified, varied or cancelled by the State Government itself.

4. Therefore, in these circumstances, this petition is disposed of with a direction that the petitioner shall be relieved forthwith by the controlling authority in compliance of the transfer order unless the State has not modified, amended or cancelled the said order so far as petitioner is concerned.

Sd/-

Goutam Bhaduri
Judge

Jyoti