

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 9184 of 2019**

- Dhanendra Kumar, S/o Shri Joedha Ram, Aged About 31 Years, Presently Working As Assistant Teacher (L.B.), At Balak Aavasiy Vidyalay Potakabin, Hitameta, Block Geedam, District Dantewada, Chhattisgarh.

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary, School Education Department, Mahanadi Bhawan, Atal Nagar, New Raipur, Chhattisgarh.
2. The Collector Dantewada, District Dantewada, Chhattisgarh.
3. District Education Officer Dantewada, District Dantewada, Chhattisgarh.

---- Respondents

For Petitioner : Shri Somkant Verma, Advocate

For Respondents/ State : Shri Soumya Rai, Panel Lawyer

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

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 21.08.2019, 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