

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 9259 of 2019**

- Vedant Vibhushan Verma S/o Tekram Verma, Aged About 40 Years Working As Lecturer (Panchayat) At Government Higher Secondary School, Odan, Block Pallari, District - Baloda Bazar - Bhatapara Chhattisgarh. Permanent R/o Village - Gotiya, Post Kusmi, Tahsil Pallari, District : Balodabazar-Bhathapara, Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary, Department Of Panchayat And Rural Development, Mahanadi Bhawan, Mantralaya, Naya Raipur, District : Raipur, Chhattisgarh
2. Chief Executive Officer, Zila Panchayat Baloda Bazar - Bhatapara, District : Balodabazar-Bhathapara, Chhattisgarh
3. District Education Officer, Baloda Bazar - Bhatapara, District : Balodabazar-Bhathapara, Chhattisgarh
4. Block Education Officer, Pallari, District : Balodabazar-Bhathapara, Chhattisgarh

---- Respondents

For Petitioner : Mr. Govind Dewangan, Advocate

For Respondents/ State : Mr. Amrito Das, Additional A.G.

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****14/11/2019**

1. The order impugned is passed by the CEO, Zila Panchayat, Baloda- Bazar- Bhatapara, whereby the petitioner have been imposed with a punishment of stoppage of two increments with non cumulative effect and he has been transferred to other High School, Kosmanda, Block Pallari, District – Baloda- Bazar, Bhatapara, C.G. It is contended that the transfer cannot be made by way of penalty as contemplated under Rule 5 of Chhattisgarh Panchayat Services(Discipline and Appeal) Rules, 1999.

2. Without going into the merits of this case, since, the appeal is provided under Rule 15 of Rule 1999 (supra) and according to the appendix as the order is passed by Zila Panchayat, the appeal would lie to the Division Commissioner. I am not inclined to entertain this petition as statutory appellate remedy is available.
3. The petitioner would be at liberty to raise all grounds in the appeal, if he chooses to file an appeal before the appropriate appellate forum.
4. Accordingly, this writ petition stands disposed off.

Sd/-
(Goutam Bhaduri)
Judge