

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 9786 of 2019

Smt. Ramula Mandal W/o Bitan Mandal Aged About 52 Years Working As Head Master, And Posted At Government Middle School Podaguda, District Jagdalpur, Bastar, Chhattisgarh., District : Bastar(Jagdalpur), Chhattisgarh

---- Petitioner

Versus

1. State of Chhattisgarh through Secretary, Department of School Education Mahanadi Bhawan, Mantralaya New Raipur, District Raipur, Chhattisgarh.
2. District Education Officer Jagdalpur, District : Bastar(Jagdalpur), Chhattisgarh

--- Respondents

For the Petitioner	: Mr. Vinod Deshmukh, Advocate
For the Respondents	: Ms. Akanksha Jain, Dy. Govt. Advocate

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

27.11.2019

1. The petitioner who was working as Assistant Head Master at Govt. Middle School Podaguda, Distt. Jagdalpur was initially transferred to Govt. Middle School Kumharawand, Jagdalpur by order dated 10.06.2016 (Annexure P-1). Pursuant to the said order, she was relieved from Podaguda to join at Kumharawand. It is stated that since another employee namely Harsha Joney was attached and working at the transferred place of petitioner i.e., Kumharawand and as no post is lying vacant there at Kumharawand, the petitioner was attached to Middle School Aghanpur vide order dated 11.07.2016 passed by the D.E.O. Thereafter, since the ban was imposed by the State on attachment of employees, the order of attachment of the petitioner was cancelled by the Collector vide Annexure P-4 dated 20.06.2019 and the petitioner has been directed to work at Middle School Podaguda.

2. It is contended that the substantial place of transfer of the petitioner is Kumharawand and the petitioner was never asked to again work at Podaguda as according to the initial substantial order dt.10.06.2019 (Annexure P-1) the petitioner stands transferred to Kumharawand. It is therefore prayed that the order dated 20.06.2019 (Annexure P-4) may be amended accordingly.
3. Given the aforesaid facts and circumstances of the case, the Collector is directed to examine the case of the petitioner as substantially by order dated 10.06.2016 she was transferred from Podaguda to Kumharawand and from Kumharwand, she was placed on attachment to Aghanpur.
4. The petitioner shall be at liberty to make a fresh detailed representation raising all her grievances to the Collector along with documents of her transfer and attachment within a period of 3 weeks from today and on such a representation being filed, the same may be considered and decided by the Collector within a further period of 45 days from the date of presentation of representation.
5. With above observation, this writ petition stands disposed off.

Sd/-
(GOUTAM BHADURI)
JUDGE