

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 9739 of 2019**

- Somnath Dhurw S/o Shri Tiharu Ram Dhurw Aged About 30 Years Presently Working As Assistant Teacher (L.B.) At Govt. Hr. Secondary School, Baniyagaon, Block And District Kondagaon Chhattisgarh

---- Petitioner**Versus**

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

---- Respondents

For Petitioner : Shri SK Verma, Advocate

For Respondents/State : Shri Avinash Singh, PL for the State

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****27/11/2019**

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 01.10.2019, however till date 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

Ashu