

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 10417 of 2019**

- Gangaram Sahu S/o Late Kanhaiya Lal Sahu Aged About 45 Years Posted As Assistant Teacher (L.B.) At Government Primary School Binaika Block Nawagarh District Bemetara, R/o Village Arjuni Thana Bhatapara , District Baloda Bazar Bhatapara Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through Its Secretary School Education Department Mantralaya, Mahandi Bhawan , Naya Raipur, District Raipur Chhattisgarh
2. District Education Officer Bemetara, District : Bemetara, Chhattisgarh
3. Block Education Officer Nawagarh, District : Bemetara, Chhattisgarh

---- Respondents

For Petitioner : Mr. Waquar Naiyer, Advocate

For State : Mr. Kapil Maini, PL

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****10/12/2019**

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 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**,¹ wherein relying upon several judgments of the

1. 2015(4) C.G.L.J.182

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

Yasmin