

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 10565 of 2019**

- Ramkaran Tiwari S/o Shri Mohanlal Tiwari Aged About 52 Years Working As Head Master At Government Primary School, Hardi, Block- Kasdol, District Baloda-Bazar-Bhatapara, Chhattisgarh

---- Petitioner**Versus**

1. State of Chhattisgarh Through Secretary, School Education Department, Mantralaya, Mahanadi Bhawan, Atal Nagar, Naya Raipur, Chhattisgarh
2. The Collector Baloda Bazar Bhatapara District Baloda-Bazar Bhatapara, Chhattisgarh
3. District Education Officer, Baloda Bazar District Baloda Bazar Bhatapara, Chhattisgarh
4. Block Education Officer, Kasdol Block- Kasdol, District Baloda-Bazar Bhatapara, Chhattisgarh

---- Respondents

For Petitioner : Shri R.S. Patel, Advocate

For Respondents/State : Ms. Richa Shukla, Dy. GA

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****13/12/2019**

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 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