

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 5280 of 2020

1. Shah Jafar Khan S/o Abdul Gafar Khan Aged About 58 Years Assistant Food Inspector, Gariyaband, District Gariyaband (Chhattisgarh).

---Petitioner(s)

Versus

1. State of Chhattisgarh Through- Secretary, Food And Civil Supply Department, Mahanadi Bhavan, Mantralaya, Atal Nagar, Naya Raipur, District Raipur (Chhattisgarh).
2. Collector Gariyaband, District Gariyaband (Chhattisgarh).

---Respondents

For Petitioner	:	Shri T.K. Jha, Advocate.
For State	:	Shri Jitendra Pali, Dy. AG.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

17.12.2020

1. The challenge in the present Writ Petition is to the order Annexure-P/1 dated 04.12.2020 whereby the petitioner has been transferred from Gariyaband to Kondagaon.
2. The counsel for the petitioner submits that the action on part of the respondents clearly falls within the ambit of frequent transfer. He further submits that the impugned transfer order has been issued within two years of his earlier transfer order dated 01.06.2018. He further submits that the order has been issued without any administrative exigency and ignoring the fact that the petitioner has already served two years of service at Scheduled Area.
3. The State counsel opposing the petition submits that the order of transfer has been issued on administrative exigency looking into requirement of work in different offices of the State Govt. under the respondents. Thus, the impugned order does not warrant any interference.
4. Given the aforesaid facts and circumstances of the case, particularly taking into consideration the entire factual matrix of the case, this court is

of the opinion that ends of justice would meet if the writ petition is disposed of with a direction to the petitioner to approach the authorities for ventilating his grievances by making detailed representation within a period of 15 days from today and the respondents are expected to decide the same within a further period of 30 days from the date of receipt of representation by the petitioner.

5. The Writ Petition accordingly stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

inder