

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 1071 OF 2003

PETITIONER

: Kalyan Prasad, Son of Late
Shri Dhela, Vishwakarma,
aged about 54 years, resident
of village - Sakri, Post Office -
Sakri, working as a Chowkidar,
S.E. Rly M.H.S.S. School, Bilaspur
Distt : Bilaspur (C G) .

RESPONDENTS

VERSUS

1. Sr. Divisional Personnel
Officer, S.E. Rly, Bilaspur.
(C.G.)
2. The Principal, M.H.S.S. School
S.E. Rly, Bilaspur. (C.G.)
3. The Additional Divisional
Manager, S.E. Rly, Bilaspur.
4. Sr. Den (Central)
S.E. Rly, Bilaspur. (C.G.)

P. R. No. 94/03
Presented by Shri D.K. Vishwakarma
dated 29.03.03

WRIT PETITION UNDER ARTICLES 226/227 OF THE

CONSTITUTION OF INDIA

आदेश पत्रक

मामला क्रमांक

W.P. 10711

सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>30.08.2003</u></p> <p>Shri V.K. Pandey, counsel for the petitioner.</p> <p>Shri Vinay Harit, counsel for the respondents.</p> <p>Heard.</p> <p>Though this writ petition is listed for admission, in view of the limited nature of the prayer made, which is for a direction to the authorities to consider his representation against his transfer contained in Annexure P-5, no useful purpose would be served in keeping this writ petition pending, accordingly on the prayer of the learned counsel for the parties it is being disposed of at this stage.</p> <p>The challenge in this writ petition is to the order-dated 11.03.2003 (Annexure P-1) whereby the petitioner who is working as Chowkidar in MMSS/EM School, Bilaspur (of the railways) has been transferred to Shahdol (M.P.). According to the petitioner, since the order of transfer is motivated because of the annoyance of the Principal of the school it is liable to be quashed. However, these are contentions which under the facts and circumstances the Court is not inclined to go into at this stage in view of the prayer of the petitioner that his representation may be directed to be disposed of.</p>	

[पीठे देखिये]

आदेश पत्रक

मामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>Accordingly this writ petition is disposed of by directing the authorities to dispose of the petitioner's representation against his order of transfer contained in Annexure P-5 within a period of four weeks from the date of communication / receipt of the order and, in the meantime if the petitioner has not been relieved he shall not be relieved.</p> <p>It is made clear that this Court is not expressing any opinion on the merits of the petitioner's contention and that the representation is to be considered and decided by the authorities on its own merits.</p> <p>With the aforesaid observations and directions, this writ petition stands disposed of.</p> <p>Certified copy as per rules.</p>	<p>Sd/- P.C NAIK Judge</p>