

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

WRIT PETITION NO. 32 OF 2003

PETITIONER :

Jawahar Lal Singh, son of
late Shri R.D.Singh. aged about
40 years, working as
Sub Engineer, (FWD),
Ambikapur Division (B/R)
Ambikapur, District Sarguja (CG).

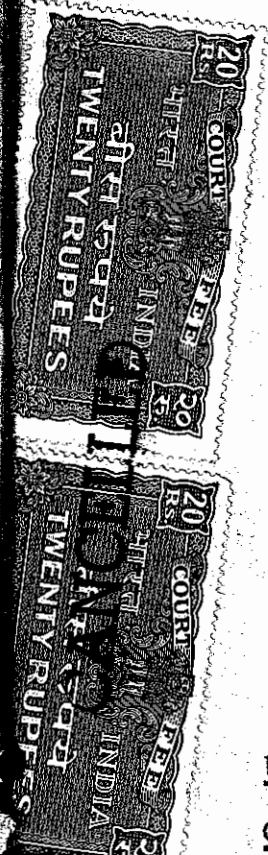
P. R. No. 32 of 2003
Presented by Shri Sameer Ashar
dated 06.01.03

V E R S U S

RESPONDENTS :

1. Union of India, through the
Secretary, Department of
Personnel and Training,
Ministry of Home Affairs,
New Delhi.
2. State of Chhattisgarh, through
the Secretary, Department of
FWD, D.K.S. Building, Mantralay,
Raipur, (CG)
3. Engineer in Chief, FWD, Raipur, (CG).
4. State of Madhya Pradesh, through
the Secretary, Department of FWD,
Vallabh Bhawan, Bhopal, (M.P.)
5. Advisory Committee,
Constructed under section 71 of
the M.P. re-organisation Act, 2000,
State re-organisation Cell,
Vallabh Bhawan, Bhopal, (M.P.)

WRIT PETITION UNDER ARTICLES 226/227 OF THE
CONSTITUTION OF INDIA.



आदेश पत्रक

मामला क्रमांक W.P. No. 32/ सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>31.01.2003</u></p> <p>Shri Prashant Mishra, counsel for the petitioner.</p> <p>Shri V.V.S.Murthy, Addl. Standing Counsel for Union of India-respondent No.1.</p> <p>Shri Ranbir Singh, G.A. for respondents No.2 & 3.</p> <p>Heard.</p> <p>The order dated 2.12.2002 (Annexure P/1) allocating the petitioner to the State of Madhya Pradesh is the subject matter of challenge in this writ petition.</p> <p>Admittedly, the petitioner had given his option for allocation to the State of Madhya Pradesh and by the order impugned he has been allocated to that State and has been asked to join there. According to the petitioner, since in the provisional allocation list he was shown to be allocated to Chhattisgarh, he has admitted his children in an educational institution at Ambikapur in the hope that he will be finally allocated to the State of Chhattisgarh. It is accordingly submitted that since he was provisionally allocated to Chhattisgarh, the Authorities were not justified in allocating him to the State of Madhya Pradesh. However, the petitioner had not given any revised option for being allocated to the State of Chhattisgarh. In this view of the matter, it cannot be said that the action in allocating the petitioner to the State of M.P. to which he had opted, suffers from any infirmity. Accordingly, in</p>	

[पीछे देखिये]

आदेश पत्रक

मामला क्रमांक

W.P. 321

सन 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>the opinion of the Court no case is made out for interfering with the order.</p> <p>It was next contended that since the academic session is coming to an end and examinations are to be held, the order requiring him to join in the State of M.P. may be deferred at least till the end of April, 2003 or else his children will suffer. This, of course, can be considered by the appropriate Authority if a proper representation is made in that regard. Accordingly, the petition is disposed of with a direction that if a representation for deferring his joining at the place of posting is made to the concerned Authority within ten days from today, it shall consider and dispose it of on its own merits by taking a sympathetic view in the matter.</p> <p>With the observation and direction, the writ petition stands disposed of. Consequently, M.W.P.No.51/2003 for grant of ad-interim writ and I.A.No.197 of 2003 for urgent hearing also stand disposed of.</p> <p>Certified copy as per rules.</p>	<p>Sd/- P. C. Naik Judge</p>

Ajani

[पीछे देखिये]