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IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPURW.P NO 3505/2003PETITIONER:

Ravindra Nath Sai,
S/o Shri Kripa Sai aged about
32 Years, Lower Division Teacher
Primary School Garighat
Post Mender Bahar, Block Farsa-Bahar
Distt. Jashpur, Chhattisgarh

Vs.

RESPONDENTS:

1. State of Chhattisgarh,
Through-Secretary,
Tribal Development Deptt. Ministry
D K S Bhawan, Raipur
2. The Director, Office of Commissioner
Tribal Welfare Deptt. Raipur (CG)
3. Block Education Officer,
Farsa-bahar, Distt. Jashpur
Chhattisgarh

P. R. No. 3299/03
Presented by Shri. V. K. Reddy
dated 16.10.03

PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. 3505/ सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>19.12.2003</u> Shri R.S. Baghel, counsel for the petitioner. Shri Sanjay K. Agrawal, Deputy Advocate General for the State/ respondents. Heard both the counsel. By this writ petition under Article 226/227 of the Constitution of India, the petitioner has challenged the order dated 21st August, 2003, issued by respondent No.2, by which the petitioner has been transferred from Jashpur to Dantewada. Presently, the petitioner is working as Lower Division Teacher in Primary School, Garighat Block, Farsa-bahar, District: Jashpur. Learned counsel for the petitioner submits that the petitioner is a lower paid employee and he has been transferred at a distance of more than 600 kms. and the petitioner's wife is also a low paid employee. He further submits that the petitioner's wife is a school teacher in District: Jashpur at Farsa-bahar itself. Therefore, the transfer of the petitioner is punitive. The petitioner made a representation to respondent No.2, but that has not been decided. Learned counsel further submits that the petitioner may be allowed to make a fresh representation to respondent No.2 to consider the request and respondent No.2 may be directed to decide the same for which learned counsel appearing on behalf of the State/respondents has no objection. Having heard the learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is allowed to make a	

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	- 2 -	
	defailed representation raising all his grievances to respondent No.2 within ten days from today and in turn, respondent No.2 shall decide the representation within thirty days from the date of receipt of the same considering all the grievances of the petitioner in an objective and manner and with a reasoned order. If the petitioner is continuing at Garighat, Farsa-bahar, he should be allowed to continue there, till his representation is decided. With the observations and directions, the petition stands disposed of. Consequently, M.(W.)P.No.3174/2003 and I.A.No.10049/2003 also stand disposed of. Parties are entitled for certified copy of this order.	
Soma		Sd/- L.C. Bhadoo Judge

[पीछे देखिये]

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