

CF 100/- (3)

**IN THE HIGH COURT OF JUDICATURE AT BILASPUK**

**WRIT PETITION NO. 3545/2003**

**PETITIONER**

G.K.Nehaniya, S/o Shri L.N.Nehaniya,  
aged 46 years, Occupation-Service  
(presently posted as Labour Inspector at  
Durg), R/o 120/6, Deepak Nagar, Durg  
(C.G.)

-VERSUS-

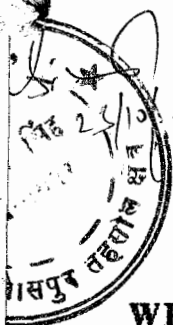
**RESPONDENTS**

1. Union of India through Ministry  
of Personnel, Public Grievances  
& Pensions, Department of  
Personnel and Training, 3<sup>rd</sup> Floor,  
Lok Nayak Bhavan, Khan Market,  
New Delhi-110 003.
2. State of Madhya Pradesh through  
Chief Secretary, Vallabh Bhavan,  
Bhopal (M.P.)
3. Principal Secretary, State  
Reorganization Cell (Chhattisgarh  
Cell), Mantralaya, Bhopal (M.P.)
4. State of Chhattisgarh through  
Chief Secretary, D.K.S.Bhavan,  
Raipur (C.G.)
5. Secretary, Labour, Sport and  
Youth Welfare Department,  
Government of Chhattisgarh,  
D.K.S.Bhavan, Raipur (C.G.).
6. Shiv Kishor Lodh, Occupation-  
Service presently working as  
Labour Inspector, R/o C/o  
Assistant Labour Commissioner,  
Kumhar Para, Jagdalpur, District  
Bastar (C.G.)

P.R. No. .... 3349/03  
Presented by Shri. Inohasen Sahu  
dated ..... 29.10.03

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28/10/03  
Clerk to A.G. Bilaspur

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29.10.03  
(M.V.S. Mintry)



**WRIT UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA  
FOR ISSUANCE OF A SUITABLE WRIT, ORDERS OR DIRECTION.**

## आदेश पत्रक

मामला क्रमांक 174/3545 सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><b>19-12-2003</b></p> <p><b>Shri Indrasen Sahu, counsel for the petitioner.</b></p> <p><b>Shri Vinay Harit, Sr. Central Govt. Standing Counsel takes notice for respondent No.1.</b></p> <p><b>Shri Ranbir Singh, Govt. Advocate takes notice for respondents 4 and 5.</b></p> <p><b>The petitioner has preferred this petition under Articles 226/227 of the Constitution of India, being aggrieved by the in-action on the part of respondents 4 and 6 for not deciding the application of the petitioner as well as respondent No.6 for mutual allocation.</b></p> <p><b>The petitioner is working as Labour Inspector in the Department of Labour in the State of Chhattisgarh. The petitioner and respondent No.6 both were employed as Labour Inspector in the erstwhile State of M.P. After the bifurcation the petitioner had opted for the State of Chhattisgarh whereas respondent No.6 had opted for the State of M.P. According to the option given by the petitioner and respondent No.6 in the tentative final allocation list, the respondent No.6 was allocated to the state of M.P.. Due to personal reasons, the petitioner had submitted an application for his change of option but without considering the petitioner's application in the tentative final allocation list, the petitioner was allocated to the State of Chhattisgarh. As, for the personal reason, the petitioner wanted to shift to the State of M.P. and respondent No.6 wanted to shift to the State of C.G., therefore, the petitioner and respondent No.6 both submitted an application for</b></p>	

## आदेश पत्रक

मामला क्रमांक ..... सन् 200

विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>mutual allocation and on the application submitted by the petitioner and respondent No.6, the head of the Department of the petitioner and respondent No.6 had given a no objection and forwarded the same to the Principal Secretary, State Re-organization Cell (Chhattisgarh Cell) Bhopal.</p> <p>A reminder was sent to respondent No.3 on 26-10-2002 through speed post, but no action is being taken.</p> <p>Learned counsel for the petitioner submitted that he may be allowed to make a representation to the respondent No.1 for considering their mutual request to which the learned counsel for respondents have no objection.</p> <p>Having heard the learned counsel for the parties and having regard to the facts and circumstances fo the case, the petitioner and respondent No.6 are allowed to make a joint representation in a prescribed form to the respondent No.1 within a period of one month from today and respondent No.1 is directed to decide the representation of the petitioner and respondent No.6 in accordance with law, in a reasonable time, not later than 3 months from the date of receipt of the representation.</p> <p>With these directions, the writ petition is disposed of.</p> <p>In view of this order, M.(W.)P. No. 3211/2003 and I.A.No.10156/2003 stand disposed of.</p> <p>Parties are entitled for certified copy of this order.</p>	

Barue/

Sd/-  
L.C. Bhadoo  
Judge