

C. J. 100

IN THE HIGH COURT OF CHHATTISGARH AT BILASPURWrit Petition No. ³³⁴⁶ / 2004PETITIONER

P.R. No. 3419/02
 Presented by Shri. L.T. Modi
 dated 21-9-04

Fatturam Netam,
 S/o Late Sirdhar Netam,
 aged about 50 years, working as
 L.D.T. at Ashram School, Nilji,
 Kondagaon, Baster, R/o Sriram
 Nagar, Distt. Kanker (C.G.).

-Versus-RESPONDENTS

1. State of Chhattisgarh,
 Through the Secretary Adim Jaiti
 Tatha Anusuchit Jati Vikas
 Vibhag, Mantralaya, Raipur (C.G.).
2. Director,
 Adim Jati Tatha Anusuchit Jati
 Vikas Vibhag, Raipur (C.G.).
3. Collector (Adivashi Vikas
 Shakha) Jagdalpur (C.G.).
2. Assistant Director, Adim Jati
 Tatha Anusuchit Jati Vikas Vibhag,
 Collectorate Building, Jagdalpur
 (Baster) (C.G.).

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WRIT PETITION UNDER ARTICLE 226/227 OF THE
 CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE
 NATURE OF MANDAMUS, PROHIBITION, CERTIORARI ETC. OR
 ANY OTHER DIRECTION OR ORDER TO DO JUSTICE IN THE
 MATTER.

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P.No. 3346/2004

मामला क्रमांक

सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश |
|------------------------------------|---|--|
| | <p><u>29.10.2004</u></p> <p>Shri Vinay Pandey, counsel for the petitioner.</p> <p>Shri Akhil Agrawal, Panel Lawyer for the State.</p> <p>Application for urgent hearing is allowed.</p> <p>Heard</p> <p>Learned counsel for the petitioner submits that in similar matter bearing W.P. No. 1465/2004 (Keshav Ram Salam & ors. - v- State of Chhattisgarh and others) this Court has passed an order dated 05.6.2004. He has produced the copy of the said order and prays for similar order in this petition also.</p> <p>Shri Pandey submits that the petitioner was transferred vide orders dated 21.8.2003. Copy of the order has been Annexed vide Annexure P-1. He further submits that although he was transferred 12 months back, but he has not yet been relieved on the ground that the elections to the Legislative Assembly are due. Learned counsel submits that the transfer orders have not been cancelled.</p> | |

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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मामला क्रमांक सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

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|------------------------------------|--|--|
| <p>Vatti</p> | <p>If the election to the Vidhan Sabha has already been held and the transfer orders are not cancelled then there is no reason in not relieving the petitioner and now he would be relieved within 3 weeks.</p> <p>With this observation, this petition is disposed of.</p> <p>Consequently, M.W.P. No.2941/04, I.A. No. 7124/04 and 7125/04 stand disposed of at this stage with liberty.</p> <p>Certified copy as per rules.</p> | <p>Sd/- Fakhruddin Judge</p> |

3/11

15/11/04