

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 4643 /2005

Petitioner

Himmat Lal Rawal, son of Late
Shri Nana Lal Rawal, aged about
58 years, occupation - Upper
Division Teacher, Posted at
Government Middle School,
Phirangipara, Kota, District
Bilaspur (Chhattisgarh), resident
of Ward No.13, Kargi Road, Kota,
District Bilaspur (Chhattisgarh)

VERSUS

1. The State of Chhattisgarh,
through - Secretary, Department
of School Education, Mantralay,
Raipur (C.G.)
2. District Education Officer,
District Bilaspur (Chhattisgarh)

RESPONDENTS

RECEIVED-COPY
20.9.05
CLERK to H. C. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE
WRIT IN THE NATURE OF MANDAMUS AND CERTIORARI
AND FOR OTHER SUITABLE WRITS AND DIRECTIONS.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 4643 सन् 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>30.9.2005</u></p> <p><u>W.P.No. 4643/2005</u></p> <p>Shri Bhaskar Pyasi, counsel for the petitioner.</p> <p>Shri Akhil Agrawal, Panel Lawyer for the State/ respondents on advance copy.</p> <p>Heard.</p> <p>Learned counsel for the petitioner submits that the petitioner who is presently working as Upper Division Teacher in Government Middle School, Phirangipara, Kota, District Bilaspur has been transferred to Government Middle School, Mohli Kota, District Bilaspur vide impugned order dated 31.8.2005 (Annexure P-1). He submits that wife of the petitioner is posted at Government Middle School, Gobaripat, Kota which is at a distance of 15 kms from Phirangipara, whereas it will be about 40 kms from Kota. He also submits that the transfer is effected violating the transfer policy framed by the State Government. He further submits that wife of the petitioner remains in ill condition, therefore, transfer to a distant place is material in this case.</p> <p>Learned counsel for the petitioner submits that for the present this petition may be disposed of with a liberty to the</p>	

मामला क्रमांक सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>petitioner to file a detailed representation before the competent authority and the competent authority may be directed to dispose of the said representation within the stipulated period granted by this Court.</p> <p>This limited prayer is not opposed by the State counsel.</p> <p>The prayer is allowed.</p> <p>If so advised, the petitioner may file a detailed representation before the competent authority, raising all his grievances and if such a representation is filed within a period of one month from today alongwith certified copy of this order, the competent authority shall dispose of the same as early as possible preferably within a period of one month from the date of filing/receipt of the aforesaid representation.</p> <p>With the aforesaid observations, the petition stands finally disposed of.</p> <p>Consequently, M. W. P. No. 3769/2005 and I. A. No. 8358/2005 stand disposed of.</p> <p>Certified copy as per rules.</p>	<p>Sd/- Sunil Kumar Sinha Judge</p>

SP/FS/2005 - 20,000

sunita

17/10/05
24/10/05