



XLHC-78

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर .

24/10/08

मामला क्रमांक W.P.(CS) 6002 सन् 2008

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<p><b><u>Petitioner</u></b> :</p> <p>Udaybhan Singh Son of Late Shri Vishvanath Singh, aged about 46 years, Presently posted and working as Upper Division Teacher, Govt. Middle School Brijnagar, Block Surajpur, District Surguja (CG)</p> <p><b><u>Versus</u></b></p> <p><b><u>Respondents</u></b> 1. State of Chhattisgarh, Through The Secretary, Department of Tribal Development, DKS Bhawan, Raipur.</p> <p>2. The Collector, (Tribal Development), Ambikapur, District Surguja (CG)</p> <p>3. The Assistant Commissioner, Tribal Development, Ambikapur, District Surguja (CG)</p> <p>4. The Block Education Officer, Block Surajpur, District Surguja (CG)</p> <p>5. The State Election Commission, Through : Its Commissioner, Chhattisgarh, Raipur (CG)</p> <p><b><u>S.B. Hon'ble Shri Dharendra Mishra, J</u></b></p> <p><b><u>24.10.2008</u></b></p> <p>Mr. HS Patel, counsel for the petitioner. Ms. Sunita Jain, PL for the State.</p> <p>By this petition, the petitioner has impugned the order of Annexure P/1 whereby the respondent No.2, after promoting the petitioner to the post of Upper Divisional Teacher, has posted him in Middle School, Pondi.</p> <p>Learned counsel for the petitioner submits that the transfer has been effected during the ban period without obtaining concurrence</p>	



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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश 2	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<p>from the Chief Secretary. The petitioner has been transferred at a distance of 30 km from his present place of posting where apart from the petitioner, his wife is also working as Upper Division Teacher. He further submits that he is not pressing this petition at this stage, however, the respondent No.2 may be directed to decide the representation of Annexure P/3 of the petitioner within a specified period.</p> <p>On the other hand, learned counsel for the State submits that representation of Annexure P/3 submitted by the petitioner, shall be decided within a period of four weeks from the date of receipt of copy of this order.</p> <p>In view of aforesaid submissions of learned counsel for the parties, the instant petition is disposed of with a direction to the respondent No.2 to consider and decide the representation of Annexure P/3 submitted by the petitioner against his transfer order of Annexure P/1, within a period of four weeks, from the date of receipt of copy of this order, in accordance with law.</p>	<p>Sd/- Dhirendra Mishra Judge</p>