

SINGLE BENCH

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IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (S) NO. 3897 OF 2010

PETITIONER(S)

✓ R.C. Verma, S/o Shri Laxmi Prasad Verma
Aged about 57 years
Presently working as Superintendent
Gomarda Abhyaran, Raigarh (C.G.)

VERSUS

RESPONDENT(S)

1. State of Chhattisgarh
Through the Secretary
Department of Forest
D.K.S. Bhawan, Mantralaya
Raipur (C.G.)
2. The Under Secretary
State of Chhattisgarh
Department of Forest
D.K.S. Bhawan, Mantralaya
Raipur (C.G.)
3. Shri R.K. Jangde
Presently posted as Sub Divisional Forest
Officer, Aavapalli Beejapur Forest Division
District Bastar (C.G.)

P.R. No. 4195/10
Presented by Sumit
dated 26-7-10

**WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF
INDIA**



HIGH COURT OF CHHATTISGARH : BILASPUR
WRIT PETITION (S) NO.3897 OF 2010

39

PETITIONER

R.C. Verma
Versus

RESPONDENTS

State of Chhattisgarh & Others

(Writ Petition under Article 226 of the Constitution of India)
Single Bench : Hon'ble Shri Satish K. Agnihotri, J.

Present :- Shri P.K.C. Tiwari, Senior Advocate with Shri Sumit Verma,
Advocate for the petitioner.
Shri Ajit Singh, Panel Lawyer for the State.

ORDER (ORAL)

(Passed on this 29th day of April, 2011)

1. Heard learned counsel for the parties.
2. By this petition, the petitioner seeks to challenge the legality and validity of the order dated 15/07/2010 (Annexure P/1) by which the petitioner has been transferred from Raigarh to Koriya.
3. Learned counsel appearing for the State submits that the petitioner has already continued at the original place of posting for more than 8 months on account of interim order dated 02/08/2010 granted by this Court. The State may be granted liberty to pass appropriate orders keeping in view public interest and administrative exigency. Learned counsel further submits that the State shall not insist upon compliance of the impugned order dated 15/07/2010 (Annexure P/1). It is accordingly ordered.
4. Since no effect could be given to the impugned order dated 15/07/2010 (Annexure P/1) on account of the interim order dated 02/08/2010, it is not necessary to go into the legality and validity of the impugned order dated 15/07/2010 (Annexure P/1), in the facts of the case.
5. The State Government is at liberty to pass a fresh order as afore-stated. However, the State is directed to consider that the officer concerned may be transferred and posted where the post held by the petitioner is available.
6. In view of the above, according to learned counsel appearing for the petitioner, nothing survives in this petition for adjudication at this stage.
7. Accordingly, the writ petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge