

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN

AT JODHPUR

ORDER

S.B. Civil Writ Petition No.6580/2012

Juthu Singh Vs. State of Rajasthan & Ors.

Date of Order: 29/06/2012.

PRESENT

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS, V.J.

Mr. J.P. Bhardwaj, for the petitioner.

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1. Heard the learned counsel for the petitioner.
2. By way of instant writ petition, the petitioner has challenged the validity of transfer order dated 22.05.2012 (Annex.P/1), whereby the petitioner, who is working on the post of 'Gram-Sevak', has been transferred from Panchayt Samiti, Abu Road, District Sirohi to Panchayat Samiti Baytu, District Barmer.
3. It is a case of transfer of an employee of the State Government and to challenge the transfer order, there is remedy provided under the Rajasthan Civil Services Appellate Tribunal Act, 1976 under which the petitioner can challenge the transfer order by way of filing an appeal before the Rajasthan Civil Services Appellate Tribunal.
4. Learned counsel for the petitioner submits that although the statutory remedy is available to the petitioner to challenge the order of transfer but due to pendency of the large number of appeals, the Tribunal is not deciding the cases relating to transfer at an early

date, therefore, the petitioner has approached this Court by way of filing this writ petition.

5. After taking into all the facts and circumstances, and the fact that remedy of appeal is provided in the Act, I am not inclined to interfere with the impugned transfer order. However, the petitioner will be at liberty to file an appeal against the order of transfer before the Tribunal and it is expected from the Tribunal that stay application of the appeal will be decided within a period of one week from the date of filing appeal by the petitioner.

6. With the above observations, the writ petition is disposed of.

(GOPAL KRISHAN VYAS), V.J.