

Hon'ble V.K. Bist, A.C.J.

Hon'ble U.C. Dhyani, J.

Mr. Bhagwat Mehra, Advocate present for the appellant.

Mr. P.C. Bisht, Standing Counsel present for the State / respondent nos. 1 to 3.

By the order under appeal, learned Single Judge, while dismissing the writ petition has directed the Director, Primary Education, Uttarakhand to look into the matter and see whether petitioner can be adjusted in the same institute. It was also directed that if this cannot be done, petitioner must comply the transfer order.

Heard.

The contention of learned counsel for the appellant is that learned Single Judge has not considered the fact that in the same institute on the same post another person has also been transferred subsequently and as such the prayer of the appellant for his posting at the same institute on the same post cannot be considered.

Having heard the submission of learned counsel for the appellant, we dispose of the appeal with the direction to the Director, Primary Education, Uttarakhand, to consider the representation of the appellant, if the same is submitted to said authority within a period of two weeks from today for placing him at the same place or at some other place. In case, representation of the appellant is rejected, the appellant is directed to comply the transfer order already passed by the authority concerned.

With the direction as above, the special appeal stands disposed of.

(U.C. Dhyani, J.)
31.07.2014

(V.K. Bist, A.C.J.)
31.07.2014