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**HIGH COURT OF CHHATTISGARH, BILASPUR****Writ Appeal No.265 of 2016**

R. S. Sonwani S/o Shri J.R. Sonwani, Aged About 56 Years Posted As Divisional Officer, Divisional Officer, Chhattisgarh Board Of Secondary Education, Bilaspur R/o Bhartiya Nagar, Sheela Towers, P.S. Civil Lines, Bilaspur Tahsil & District Bilaspur Chhattisgarh

**---- Appellant****Versus**

1. Chhattisgarh Board Of Secondary Education Through Secretary Chhattisgarh Board Of Secondary Education New Pension Bada Raipur, Tahsil And District Raipur Chhattisgarh
2. Chairman, Chhattisgarh Board Of Secondary Education, Raipur, Pension Bada, Raipur, Tahsil And District Raipur (Chhattisgarh)
3. Secretary, Chhattisgarh Board Of Secondary Education, New Pension Bada Raipur Tahsil & District Raipur (Chhattisgarh)
4. Finance Officer (Establishment) Chhattisgarh Board Of Secondary Education Raipur, New Pension Bada Raipur District Raipur (Chhattisgarh)
5. Shri B.K. Chaudhary, Aged About 58 Years Posted Divisional Officer, Divisional Office Of Chhattisgarh Board Of Secondary Education At Ambikapur District Sarguja (Chhattisgarh)

**---- Respondents**


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For Appellant	: Shri Anup Majumdar, Advocate.
For Respondents No.1 to 4	: Shri Anurag Singh, Advocate.
For Respondent No.5	: Shri Rahul Tamaskar, Advocate.

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**Hon'ble Shri Deepak Gupta, Chief Justice****Hon'ble Shri P. Sam Koshy, J.****Judgment on Board****Per Deepak Gupta, Chief Justice****30/06/2016**

1. This appeal is listed for orders on default as pointed out by the Registry that the appeal is not maintainable.
2. This appeal is filed against the order of Learned Single Judge whereby the Learned Single Judge rejected the application filed by the Appellant/writ Petitioner for staying the operation of the transfer order.

3. We are not going into the merits of the case. The Learned Single Judge has only decided that no case for grant of interim relief is made out. In case the writ Petitioner finally succeeds, he can be posted back at his place of posting.

4. In view of the proviso to sub-section (1) of Section 2 of the Chhattisgarh High Court (Appeal to Division Bench) Act, 2006, the appeal is not maintainable. It is accordingly rejected.

Sd/-

(Deepak Gupta)  
**CHIEF JUSTICE**

Sd/-

(P. Sam Koshy)  
**JUDGE**