



NAFR

**HIGH COURT of CHHATTISGARH, BILASPUR**

**WPS No. 1764 of 2023**

- Chandra Bhushan Singh Chandra S/o Krishna Lal Chandra Aged About 32 Years Occupation Revenue Inspector, Posted At Office of Land Records, Collectorate Branch, District : Korba, Chhattisgarh

-----Petitioner

**VERSUS**

1. State of Chhattisgarh through Secretary, Revenue and Disaster Management Department Ministry, Mahanadi Bhawan, Naya Raipur, Atal Nagar, District Raipur, Chhattisgarh
2. Additional Secretary State of Chhattisgarh, Revenue and Disaster Management Department Ministry, Mahanadi Bhawan, Naya Raipur, Atal Nagar, District Raipur, Chhattisgarh

-----Respondents

(cause title is taken from Case Information System)

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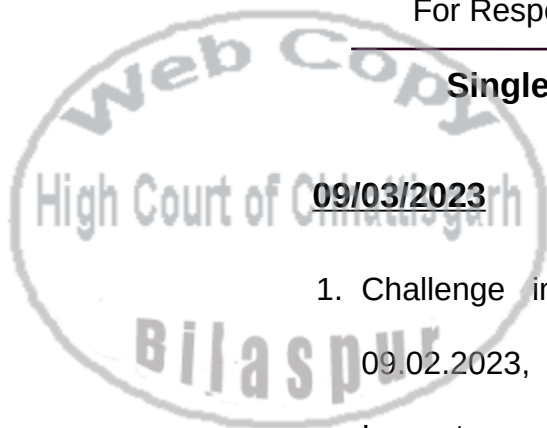
For Petitioner : Mr. Shubham Tripathi, Advocate  
For Respondent-State : Mr. Sandeep Dubey, Dy. Adv. General

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**Single Bench: Hon'ble Shri Parth Prateem Sahu, Judge**

**ORDER**

- 09/03/2023**
1. Challenge in this writ petition is to the impugned order dated 09.02.2023, whereby petitioner who is holding the post of Revenue Inspector, posted at the office of Collector, Land Records, District Korba, is transferred to the office of Collector, Land Record, District Manendragarh-Chirmiri-Bharatpur.
  2. Learned counsel for petitioner submits that wife of petitioner is also employed with Chhattisgarh Power Generation Company Ltd. (CSPGCL) on the post of Assistant Engineer, copy of order of appointment is placed on record as Annexure P-2. He contended that wife of petitioner is carrying pregnancy and expected date of delivery is 13.06.2023, as mentioned in the medical documents of his wife. There is no other person to take care of his wife and therefore the order of transfer of petitioner be set aside.
  3. Mr. Sandeep Dubey, learned State counsel opposes the submission of learned counsel for petitioner and would submit that petitioner is holding





transferable post and his transfer is on administrative exigency, therefore, order of transfer does not call for any interference. He submits that if petitioner is aggrieved with his transfer in any manner, he can submit a representation before Respondent No. 1 and if such representation is submitted it will be considered in accordance with law.

4. I have heard learned counsel for the parties.
5. Copy of Annexure P-2 which is the appointment order of Assistant Engineers of CSPGCL, name of wife of petitioner is at serial no. 100 showing her appointment and posting at ED/CE (Gen.), DSPM TPS, Korba East. The medical prescription of wife of petitioner is also placed on record as Annexure P-3 showing her pregnancy and expected date of delivery as on 13.06.2023.
6. In the aforementioned facts and circumstances of the case, grounds raised in the petition, submission of learned counsel for respective parties, instead of keeping this writ petition pending before this Court seeking reply from the respondents, I find it appropriate to dispose of this writ petition at this stage directing the petitioner to submit a representation before Respondent No. 1 within a period of two weeks, and if such a representation is submitted Respondent No. 1 shall consider and decide the same in accordance with law, expeditiously, preferably within a further period of **three weeks** from the date of receipt of representation. Petitioner shall also enclose copy of writ petition along with representation for consideration.
7. Till decision on representation, status quo as it exists today with respect to place of posting of petitioner, shall be maintained.
8. With the aforesaid observation and direction, writ petition is finally disposed of.

Certified copy as per rules.

**Sd/-**  
**(Parth Prateem Sahu)**  
Judge