



NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3607 of 2023

Deenabandhu Tandi S/o Late Ramel Tandi, Aged About 58 Years Working As Labor Inspector, Currently Posted At Office Of Labor Officer District Jashpur, Chhattisgarh.

---- Petitioner

Versus

State Of Chhattisgarh Through Office Of Labor Commissioner, Govt. Of Chhattisgarh, Indravati Bhavan, Atal Nagar, Nava Raipur, District : Raipur, Chhattisgarh

---- Respondent

14/06/2023

Mr. HAPS Bhatia, counsel for the petitioner.

Ms. Ruchi Nagar, Dy. Govt. Advocate for the State.

Heard on admission.

Issue notice to the respondent.

Ms. Ruchi Nagar, learned Dy. Govt. Advocate accepts notice for respondent, hence, PF is not required to be paid for issuance of notice to respondent.

Learned counsel for the State/respondent prays for and is granted three weeks time to file reply.

Also heard on IA No.1, application for grant of ad-interim relief/stay.

Learned counsel for the petitioner submits that petitioner is holding the post of Labour Inspector and substantively posted in the office at Jashpur. He has been temporarily posted in the office of Labour Commissioner, Indrawati Bhawan, Nava Raipur, Atal Nagar vide order Annexure P-1. In the same order, it is mentioned that



salary of the petitioner is to be drawn from the office at Jashpur, which clearly shows that the posting of petitioner is at Jashpur only. However, temporarily, he has been shifted to Raipur which is more than 450 k.m. from present place of posting. Family of the petitioner is residing at Jashpur and, therefore, it will be difficult for him to manage his family from Raipur. Therefore, impugned order passed by the respondent is highly arbitrary. He further submits that till date, the petitioner has not been relieved from the place place of posting at Jashpur.

Considering the facts of the case, order (Annexure P-1) and submission of learned counsel for the petitioner, purely as an interim measure, it is directed that effect and operation of the impugned order (Annexure P1) shall remain stayed till the next date of hearing.

List this case after four weeks.

Certified copy as per rules.

Sd/-
(Parth Prateem Sahu)
Judge

Praveen