

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPS No. 1334 of 2022

Ashok Kumar Singh **Versus** State Of Chhattisgarh and ors.

25/02/2022	Shri Manoj Paranjpe, counsel for the petitioner/s. Shri Sandeep Dubey, Dy.A.G. for the State. Learned counsel for the petitioner would submit that the petitioner is an employee of Municipal Corporation, Chirmiri and his seniority is maintained at Municipal Corporation, Chirmiri. Thereafter, he has been transferred to number of Nagar Panchayats. But presently, he has been transferred from Nagar Panchayat, Lakhanpur to Nagar Panchayat, Kachdol which is in violation of the provisions contained in Section 58 (5) and 58 (6) of the Chhattisgarh Municipal Corporation Act, 1956 as held by the Supreme Court in the case of Dileep Kumar Uranw v. State of Chhattisgarh, 2022 SCC OnLine Chh 126. As such, the impugned order of transfer dated 21/02/2022 is liable to be set aside. Shri Sandeep Dubey, Dy.A.G. accepts notice on behalf of respondents 1 and 2. On payment of P.F. and copies within 7 days, issue notice to respondents 3 and 4 on merits as well as on stay application. <i>Humdast</i> service is also permitted. List this case on 04/04/2022. Meanwhile, the effect and operation of the impugned transfer order dated 21/02/2022, in so far as it relates to the petitioner and respondent No.3, shall remain stayed till the next date of hearing. Certified copy as per rules. Sd/- (Sanjay K. Agrawal) Judge
Deepti	

