



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 2218 of 2026

Omkar Prasad Rathore S/o Late Shiv Ram Rathore Aged About 62 Years
Posted As Accountant At Janpad Panchayat Korba, Distt. Korba,
Chhattisgarh.

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through The Secretary Panchayat, Atal Nagar,
Nawa Raipur, Distt. Raipur, Chhattisgarh.

2 - The Collector Korba, Distt. Korba, Chhattisgarh.

3 - The Deputy Director Panchayat Korba, Distt. Korba, Chhattisgarh.

4 - The Chief Executive Officer District Panchayat Korba, Distt. Korba,
Chhattisgarh.

5 - Chief Executive Officer Janpad Panchayat Korba, Distt. Korba,
Chhattisgarh.

... Respondent(s)

Order Sheet

20/03/2026	Mr. Abhishek Khandelwal, Advocate appears on behalf of Mr. Awadh Tripathi, counsel for the petitioner. Ms. Shailja Shukla, Govt. Advocate for the State. Heard on admission. Issue notice to respondents. Ms. Shailja Shukla, Govt. Advocate accepts notice for respondents No. 1 to 3/State. Hence, PF is not required to be paid

for issuance of notice to those respondents.

Issue notice to respondents No. 4 & 5 on payment of PF as per rules. Notices be made returnable in three weeks.

Also heard on IA No.1 which is an application for grant of stay.

Learned counsel for the petitioner submits that petitioner though is transferred on 04.09.2025, however, considering the date of his retirement i.e. 31st May 2026 he was not relieved. However, suddenly the relieving order is issued on 12.01.2026. Petitioner, thereafter, has made several request to respondent authorities but it was not given any heed to. Petitioner has submitted additional affidavit mentioning that post of Accountant on which he was working is still lying vacant, no other person is posted. He also referred to Clause 1.6 of Transfer Policy issued by the State Govt. to submit that Govt. servants having less than one year remaining for age of superannuation are not to be transferred.

Learned counsel for the State would submit that according to observation made by this Court she has sought instructions and according to her instructions one G.P. Verma who was working as Assistant Grade -III in Janpad Panchayat, Korba has been directed to work as In-charge Accountant and he is working.

Considering the submission of learned counsel for the respective parties in particular submission of learned counsel for the petitioner that no other Accountant is posted in the office of Janpad Panchayat Korba, purely as an interim measure, it is directed that effect and operation impugned order Annexure P-1 shall remain stayed till the next date of hearing.

List this case after four weeks.

Sd/-
(Parth Prateem Sahu)
Judge