



CGHC010246952026

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 5083 of 2026****DR. NIKETA SINGH versus STATE OF CHHATTISGARH****Order on Board**

10/07/2026	Mr. Amrito Das, learned Senior Advocate along with Mr. Varchasva Agrawal, learned counsel for the petitioner. Mr. Suyash Dhar Badgaiya, learned GA for respondent No. 1 to 3. Learned counsel appearing for the petitioner submits that the District Education Officer has appointed one Shri Kamleshwar Singh, Principal, Swami Atmanand School of Excellence (Girls), Khairagarh, District Khairagarh-Chhuikhadan-Gandai (C.G.), as Inquiry Officer to conduct an inquiry into the complaint made by respondent No.5. It is submitted that the District Education Officer is neither the

appointing authority nor the disciplinary authority of the petitioner, as the petitioner is presently posted as Lecturer, Government High School Limtara, Block Khairagarh. Learned counsel further submits that in view of the provisions contained in the Chhattisgarh Education Services (Educational and Administrative Cadre) Recruitment and Promotion Rules, 2026, the said authority is not competent to initiate or conduct such inquiry against the petitioner.

On perusal of the order of appointment of the Inquiry Officer, it appears that the Principal/Inquiry Officer has proceeded to inquire into the alleged complaint (Annexure-P/3). *Prima facie*, the proceedings initiated pursuant to the said order appear to be without jurisdiction.

Issue notice to respondent Nos.4 and 5 on payment of PF within a period of 10 days.

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

Considering the submission advanced by learned counsel for the petitioner that the District Education Officer is neither the appointing authority nor the disciplinary

authority of the petitioner and, therefore, the competence of the said authority to initiate the inquiry proceedings requires consideration, therefore, purely as an interim measure, the effect and operation of Annexure-P/1 and Annexure-P/2 shall remain stayed till the next date of hearing.

List this case on 05/08/2026.

Sd/-

(Bibhu Datta Guru)
Judge