



HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPS No. 5784 of 2023

Chavilal Nirwanh S/o Lt. Bharosaram Nirwanh Aged About 61 Years
Occupation Assistant Conservator Forest Officer, At Present Working As
Sub Divisional Forest Officer, Research And Development Forest Division,
District : Bilaspur, Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary, Forest And Climate Change Department, Raipur, Nawa Raipur, Chhattisgarh.
2. Special Secretary Chhattisgarh Shashan, Forest And Climate Change Department, Raipur, Nawa Raipur, Chhattisgarh.
3. Ram Singh Rathiya Instructor, Forest College, Sakti, Forest Division Janjgir Champa, District : Janjgir-Champa, Chhattisgarh

---- Respondents

21.08.2023	Mr. Awadh Tripathi, counsel for the petitioner. Mr. Ravi Bhagat, Dy. Govt. Advocate for the State. Heard on I.A. No. 01/2023, application for grant of interim relief/stay. Learned counsel for the petitioner would submit that the petitioner has assailed the impugned transfer order dated 14.08.2023 (Annexure P/1) by which he has been transferred from Sub Divisional Forest Officer, Research and Extension Forest Division, Bilaspur to Sub Divisional Forest Officer Goureal, Forest Division, Marwahi. He would further submit that earlier the petitioner was transferred vide order dated 19.12.2022 from Range Officer, Farasgaon, Forest Division Keshkal to Sub Divisional Forest Officer, Research and Extension



Forest Division, Bilaspur and after eight months, the impugned transfer order has been issued, therefore, the impugned transfer order in respect of the petitioner may kindly be stayed.

On the other hand, learned State counsel would submit that the transfer order has been issued in administrative exigency, therefore, the same is just and proper and does not liable to be interfered with.

Looking to the facts and circumstances of the case and also considering the fact that the petitioner has been transferred within eight months and the State is not able to find out what are administrative exigency in transferring the petitioner, as such, I.A. No. 01/2023, application for grant of interim relief/stay is allowed and the impugned transfer order dated 14.08.2023 (Annexure P/1) in respect of the petitioner shall remain stayed till the next date of hearing.

The State is directed to file return specifically mentioning the administrative exigency in transferring the petitioner within eight months.

List this case on **27th September, 2023**.

Sd/-
(Narendra Kumar Vyas)
Judge