IN THE HIGH COURT OF MADHYA PRADESH AT JABALPUR

BEFORE

HON'BLE SHRI JUSTICE VISHAL DHAGAT

ON THE 31st OF JANUARY, 2024

WRIT PETITION No. 31853 of 2023

BETWEEN:-

ASHOK KUMAR CHOUDHARY S/O SUKAMUA CHOUDHARY, AGED ABOUT 48 YEARS, OCCUPATION: UNEMPLOYED R/O GUDAKALA, TEHSIL BADWARA, DISTRICT KATNI (MADHYA PRADESH)

.....PETITIONER

(NONE)

AND

1. **THE STATE OF MADHYA PRADESH THROUGH ITS PRINCIPAL SECRETARY PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT VALLABH BHAWAN, BHOPAL (MADHYA PRADESH)**

2. **THE COLLECTOR K A T N I DISTRICT KATNI (MADHYA PRADESH)**

3. **THE CHIEF EXECUTIVE OFFICER JILA PANCHAYAT KATNI DISTRICT KATNI (MADHYA PRADESH)**

4. **THE CHIEF EXECUTIVE OFFICER JANPAD PANCHAYAT BADWARA DISTRICT KATNI (MADHYA PRADESH)**

5. **SHARAD KUMAR MISHRA S/O LALJI PRASAD M I S H R A R/O VILLAGE GUDAKALA TAHSIL BADWARA DISTRICT KATNI (MADHYA PRADESH)**

.....RESPONDENTS

(BY SHRI MANAS VERMA - ADVOCATE)

This petition coming on for admission this day, the court passed the following:

ORDER

Signature Not Verified
Signed by: NEETI TIWARI
Signing time: 2/2/2024
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Petitioner has filed this petition under Article 226 of Constitution of India making a prayer for directing Respondent No.4 to consider and decide the representation.

2 . Representation is filed before Chief Executive Officer, Janpad Panchayat Badwara District-Katni seeking direction for termination of services of Respondent No.5.

3. Govt. Advocate appearing for State submitted that petition is not maintainable and case is covered by order passed by this Court in W.P.No.18387/2020 on 06.01.2021. In said case, Court held that complainant cannot be party to the litigation and further petitioner cannot be permitted to meddle in the administrative matter to dictate the transfer order, which does not affect. Reliance is placed on judgment passed by Apex Court in case of ***Ravi Yashwant Bhoir Vs. District Collector, Raigad & Ors.*** **(2012) 4 SCC 407**.

4. Considering the aforesaid case, petition is **dismissed**.

(VISHAL DHAGAT)
JUDGE

nd

Signature Not Verified
Signed by: NEETI TIWARI
Signing time: 2/2/2024
2:35:20 PM