

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WRIT APPEAL NO. 425 OF 2015

- Ankita Sharma, D/o Shri Sanjay Sharma, aged about 24 years, presently working as Speech Therapist/Audiologist in Late Shri Baliram Kashyap Memorial Government Medical College, Dimrapal, Jagdalpur (C.G.)

... Appellant

Versus

1. State of Chhattisgarh, through its Secretary, Department of Health & Family Welfare, Mantralaya, Mahanadi Bhawan, New Raipur (C.G.)
2. The Director, Medical Education, Health & Family Welfare Department, Old Nurses Hostel, Raipur (C.G.)
3. The Dean, Late Shri Baliram Kashyap Memorial Government Medical College, Dimrapal, Jagdalpur (C.G.)

... Respondents

For Appellant	:	Mr. Neeraj Choubey, Advocate.
For Respondent-State	:	Mr. UNS Deo, Government Advocate.

Hon'ble Shri Navin Sinha, Chief Justice
Hon'ble Shri Justice P. Sam Koshy

Order on Board

Per NAVIN SINHA, C.J.

22/09/2015

1. The present appeal arises from an interim order dated 27.8.2015 in Writ Petition (S) No. 3141 of 2015.
2. Learned Counsel for the Appellant submits that the writ appeal will become infructuous if interim relief is not granted as the service of the Appellant would stand terminated after expiry of the notice period bringing about a material change in circumstances.
3. Learned Counsel for the State submits that the interest of the Appellant has been adequately protected by the Learned Single Judge, in the event that the writ petition succeeds.
4. We have considered the submissions.

5. The Learned Single Judge has aptly held that to grant any interim relief against the order of termination would amount to grant of final relief. Furthermore, it is apparent that the Learned Single Judge has adequately kept in mind the interest of the Appellant in the event that the writ petition succeeds. The order being balanced in nature, we find no reason to entertain this appeal against the interim order.

6. The appeal is dismissed.

Sd/-
(Navin Sinha)
Chief Justice

Sd/-
(P. Sam Koshy)
Judge