

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 6889 of 2016

Kamlesh Kumar Sahu S/o Dhaniram Sahu, Aged About 34
Years Posted At Sub Health Centre, Devarikala, R/o Tendu
Bhata Matia Via Katagi Tahsil Kasdol District Baloda Bazar
Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of
Health Mahanadi Bhawan, Thana Naya Raipur, Tahsil &
District Raipur Chhattisgarh
2. Block Health Officer, Public Health Centre, Kasdol, Thana,
Kasdol, District Baloda Bazar Bhatapara Chhattisgarh
3. Jageshwar Verma, Posted At Public Health Centre, Kasdol,
Thana Kasdol, District Baloda Bazar, Bhatapara Chhattisgarh

---- Respondents

For Petitioner	: Shri N.K. Malaviya, Advocate
For Respondent/State	: Shri R.K. Gupta, Dy. A.G.

S.B. Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

20/12/2016

Heard on admission.

1. The petitioner has challenged order dated 05.11.2016 and
22.10.2016 by which the petitioner asked to work at Primary Health
Centre, Arjuni for discharging certain duties.
2. Learned counsel for the petitioner submits that vide order
dated 20.07.2015 though he was transferred from Devrikala to Devri,
that order was not given effect to, the petitioner continued at
Devrikala and now, he is being attached at Arjuni for discharging
certain duties. He submits that this is attachment which is not
permissible under the Government circular dated 04.06.2001.

3. It appears that at the time when the order was passed on 20.10.2016, the petitioner was working at Devrikala, which shows that the petitioner has been directed to work at Arjuni. It is not that the petitioner is being attached without any work. In the exigency of services, he has been asked to work at Arjuni.

Vide order dated 20.10.2016, the petitioner has been asked to handover charge to one Jageshwar Verma.

4. The arrangement appears to be made within the block area by the Block Medical Officer and the petitioner is being shifted from one health centre to another health centre. This cannot be said to be an order of attachment without any work. Therefore, considering the exigency and that the petitioner's services are required in a Government health centre, I am not inclined to interfere with the order.

5. The petition is accordingly dismissed.

Sd/-
(Manindra Mohan Shrivastava)
Judge