

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3556 of 2016

- Dr. Y. K. Shinde S/o Late Shri B.R. Shinde, Aged About 59 Years
Occupation Incharge Civil Surgeon, K.G. District Hospital Raigarh, Civil
And Revenue District Raigarh Chhattisgarh, R/o Jute Mill Raigarh,
District Raigarh Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Health
And Family Welfare, Mantralaya, Mahanadi Bhawan, Naya Raipur
District Raipur Chhattisgarh
2. Director, Department Of Health And Family Welfare, Directorate New
Raipur, District Raipur Chhattisgarh
3. Commissioner, Department Of Health And Family Welfare,
Chhattisgarh Raipur, District Raipur Chhattisgarh

---- Respondents

For Petitioner : Mr. Rajesh Ranjan Sinha, Advocate
For State / : Mr. Gary Mukhopadhyay, Dy. Govt. Advocate
Respondent No.1 on advance copy.

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

10/08/2016

Heard.

1. Challenge to the impugned order dated 24.07.2016 is based on the
ground that earlier the petitioner's claim for regular promotion on the
post of specialist, was rejected on the ground that the petitioner's
service record is not upto the mark, but, now the petitioner has been
transferred to the higher post i.e. on the post of specialist.
2. It is not a case where the petitioner has been sent to the lower post,
but he has been sent to the higher post. In fact, the petitioner's claim
is for the post of specialist, therefore, the order does not visit any kind
of penalty, but only a reward by giving him assignment in the higher
post, therefore, there is no other ground to warrant interference by
this writ Court.
3. The petition is accordingly, dismissed.

Sd/-
(Manindra Mohan Shrivastava)
Judge