

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4226 of 2016

Dr. K.R. Sonwani S/o Late Shri J.R. Sonwani, Aged About 58 Years
Working As In Charge Chief Medical And Health Officer, Raipur, Tahsil &
District Raipur Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary Department Of Health
Govt. Of Chhattisgarh, Mahandi Bhawan, P.O. Rakhi, Naya Raipur,
District Raipur Chhattisgarh
2. The Director Of Health Services, Through Director, Health Services,
Raipur Chhattisgarh

---- Respondents

For Petitioner	:	Mr. MPS Bhatia, Advocate
For Respondent-State	:	Mr. Gary Mukhopadhyay, Dy. G.A.

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

Order On Board

08/09/2016

Heard on admission.

1. The transfer order is under challenge on the ground that since long, the petitioner has not been dealing with Orthopedics cases but with Tuberculosis treatment as District Tuberculosis Officer (DTO). The second ground is that the mother of the petitioner is aged 75 years and is ill and quite frequently, is admitted in the hospital.
2. As far as the first ground is concerned, the petitioner is occupying the post of specialist in orthopedics, therefore, the petitioner cannot be heard saying that it is difficult for him to treat orthopedic patient.

3. The illness of the mother is ground which can only be raised before the Transferring Authority as they are the best judges to assess the situation and not this Court. Therefore, the ground does not warrant indulgence of the writ Court. However, it is for the petitioner to pursue his representation before the Transferring Authority.
4. The petition is accordingly disposed off.

Sd/-
(Manindra Mohan Shrivastava)
Judge