

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 7164 of 2016**

Santosh Kumar Yadaw S/o Shri Krishanlal Yadaw, Aged About 27
Years Presently Posted As R H C (Rural Health Convener) At S.H.C.
Kamraj, Post Sivni, Tah Chhura, District Gariyaband (Chhattisgarh)

---- Petitioner**Versus**

1. State Of Chhattisgarh Through Secretary, Department Of Health And Family Welfare, Chhattisgarh Government, Mahanadi Bhawan, Mantralaya, Naya Raipur, P.S. Rakhi, Raipur, (Chhattisgarh)
2. The Commissioner, Health Services, Chhattisgarh Government, Old Nurses Hostel, Raipur, (Chhattisgarh)
3. Director, Directorate Health Service, Indravati Bhawan, Raipur, (Chhattisgarh)
4. Chief Medical And Health Officer, Gariyaband, Distt. Gariyaband, (Chhattisgarh)

---- Respondents

For Petitioner	:	Shri Rakesh Dubey, Advocate
For State	:	Shri Manish Nigam, Panel Lawyer

Hon'ble Shri Justice Manindra Mohan Shrivastava**Order On Board****02/01/2017**

Heard on admission.

1. The grievance of the petitioner setout in the petition is that the transfer order dated 27.10.2016 in favour of the petitioner is not being implemented and the petitioner is not being relieved though to the best information of the petitioner, State Govt. has neither stayed nor kept in abeyance, modified or varied the transfer order till date.

2. The issue regarding implementation of transfer order, has been considered by this Court in the case of **Ms. Manisha Agrawal Vs. State of Chhattisgarh and Others, 2015(4) C.G.L.J.182**, wherein relying upon several judgments of the Supreme Court, it has been held by this Court that once the employee has been transferred, it is required to be complied with

unless it is modified, varied or cancelled.

3. Unless the transfer order has been cancelled, varied or modified by the State Govt., the petitioner is required to be relieved. Let the concerned authority implement the transfer order and relieve the petitioner forthwith.

4. The petition is accordingly finally disposed off with the observation and direction as above.

Sd/-
(Manindra Mohan Shrivastava)
Judge