

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 5110 of 2017

Dr. Maheshwar Nath Yogi S/o S/o Late Shri Laxminath Yogi, Aged About 59 Years
R/o Nayapara, Balod, District Balod Chhattisgarh.

---- **Petitioner**

Versus

1. State Of Chhattisgarh Through The Secretary, Health And Family Welfare Management Department, Mantralaya, Mahanadi Bhawan, New Raipur, Distt. Raipur Chhattisgarh.
2. The Commissioner, Bastar Division, District Bastar Chhattisgarh.
3. The Director, Directorate Of Health And Family Welfare, Indrawati Bhawan, New Raipur Chhattisgarh.
4. The District Ayurved Officer, Bastar District Bastar Chhattisgarh.

---- **Respondents**

Shri Goutam Khetrapal, counsel for the petitioner/s.
Shri Manish Nigam, Panel Lawyer for the State.

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

26/09/2017

Learned counsel for the petitioner would submit that in view of the decision in the case of **Ms. Manisha Agrawal Vs. State of Chhattisgarh and Others, 2015(4) C.G.L.J.182**, unless the transfer order is modified, varied or cancelled by the State Government itself, only on the ground that the reliever has not come, execution of transfer order shall not be kept in abeyance.

Petitioner's case should be examined by the Government. Unless the Government decides cancellation or modification of the transfer order, the petitioner would be required to be relieved in view of the decision in the case of **Ms. Manisha Agrawal** (supra). Let the matter be considered and decided by the competent authority within a period of four weeks from the date of receipt of copy of this order.

The petition is accordingly finally disposed off.

Sd/-
(Manindra Mohan Shrivastava)
Judge