

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

LPA No.243 of 2018 (O&M) in  
CWP No.12920 of 2017  
Date of Decision: 30.05.2018

Sushil

..... Appellant

Versus

Union of India and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL  
HON'BLE MR. JUSTICE DEEPAK SIBAL**

Present: Mr. Nikhil Anand, Advocate  
for the appellant.

Mr. Anil Chawla, Advocate  
for the respondent-UOI.

**RAJESH BINDAL J.**

In terms of the order passed on 24.05.2018, Mr. Satpal Kapoor, IGP-respondent No.3 is present in person in Court. He submitted that in the battalion which is under his administrative control, approximately 10% of the force is in low medical category. They are not deputed for operational duty. The appellant herein had been in or around Delhi for the last 12 years. His request had been accepted earlier as he had a Kidney transplant. Presently, he is posted at Ambikapur (Chattisgarh) which is not in naxalite affected area. However, still considering the case of the appellant, he can be posted at Tin Sukhia (Assam) where sufficient medical facilities are there. Further, Dibrugarh is located at a distance of

about 40 kms from Tin Sukhia (Assam) where medical colleges is there. Besides this, in case of emergency, effective steps are taken to provide medical aid immediately. May be even by arranging air ambulance.

Learned counsel for the appellant submitted that let the appellant be posted in Tin Sukhia (Assam).

Keeping in view the aforesaid stand taken by learned counsel for the parties, the present appeal is disposed of. Let the appellant be transferred from Ambikapur (Chattisgarh) to Tin Sukhia (Assam).

The appeal stands disposed of accordingly.

**(RAJESH BINDAL)**  
**JUDGE**

**(DEEPAK SIBAL)**  
**JUDGE**

30.05.2018  
*rittu*

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No