

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 6880 of 2019

1. Dr. Pradeep Kumar Baghel, S/o Shri Raghunath Baghel, Aged About 52 Years, Post Incharge B.M.O. Posted At Community Health Center Bastar, District: Bastar, Chhattisgarh R/o Qr. No. 20/G, Tetarkhutipara, Chatrapati Shivaji Ward No. 35, Jagdalpur, District: Bastar, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Additional Secretary, Department Of Health And Family Welfare, Ministry Mahanadi Bhawan, Atal Nagar, New Raipur, District Raipur Chhattisgarh
2. The Director, Directorate Of Health Services, Health And Family Welfare Department, Indrawati Bhawan, Third Floor, Block No. 1, Atal Nagar, New Raipur, District Raipur, Chhattisgarh
3. The Collector, District Bastar, Jagdalpur, Chhattisgarh
4. The Joint Director, Department Of Health And Family Welfare Bastar Division, Jagdalpur, District Bastar, Chhattisgarh
5. Chief Medical And Health Officer, Department Of Health And Family Welfare, Jagdalpur District Bastar, Chhattisgarh

---Respondents

For Petitioner	:	Mr. Alok K. Dewangan, Advocate.
For State	:	Mr. Anshuman Shrivastava, P. L.

Hon'ble Shri Justice P. Sam Koshy
Order on Board

03.09.2019

1. Taking into consideration the fact that the impugned order is the same. The two orders, the petitioners are affected by the same order and the two petitioners have been correlated in the impugned order without being transferred. The two writ petitions are being heard and decided by this Court.

2. The challenge in the present Writ Petition is to the order of transfer Annexure P-1 dated 19.08.2019, whereby the petitioner in WPS No. 6880 of 2019 stands transferred from Community Health Centre, Bastanar, District: Bastar to Community Health Centre, Tokapal, District: Bastar and the present petitioner in WPS No. 6875 of 2019 has been transferred from Community Health Centre, Tokapal, District: Bastar to Community Health Centre, Bastanar, District: Bastar, (C.G.).
3. The two petitioners have been shown to have been transferred on mutual request that they have made.
4. A categorical statement by the counsel for the petitioner is that, both the petitioner had never made any request or any sort of transfer much less mutual transfer to be made in between them.
5. Given the said facts, let the two petitioners make a representation vide Annexure P-3 dated 25.08.2019 in this regard, which is pending consideration before the authorities, therefore, the Respondent No. 1 may consider the representation of the petitioners at the earliest, preferably within a period of 45 days from the receipt of representation of the petitioner.
6. Till the representation of the petitioner is decided, the effect and operation of the impugned order, so far as the petitioners are concerned shall remain stayed.
7. With the aforesaid observations, the present Writ Petition stands disposed off.

**Sd/-
(P. Sam Koshy)
Judge**