

NAFR

**HIGH COURT OF CHHATTISGARH AT BILASPUR****WPS No. 7330 of 2019**

Anil Thokane S/o Gajpat Rao Thokane Aged About 58 Years Head  
Warder, Central Jail Durg, Police Sub Station Padhamanapur, Police  
Station Durg, District Durg Chhattisgarh

---- **Petitioner****Versus**

1. State Of Chhattisgarh Through The Secretary, Department Of Home ( Jail ) Mantralaya, Naya Raipur, Atal Nagar, District Raipur Chhattisgarh
2. State Of Chhattisgarh, Through The Secretary, General Administration Department, Naya Raipur, Atal Nagar, District Raipur Chhattisgarh
3. The Jail And Correctional Services, Chhattisgarh, The Director General Prisons, Jail Road, Raipur, District Raipur Chhattisgarh
4. The Jail Superintendant, Central Jail, Durg, District Durg Chhattisgarh

---- **Respondents**

|                |   |                             |
|----------------|---|-----------------------------|
| For Petitioner | : | Mr. Sunil Pillai, Advocate  |
| For State      | : | Mr. Jitendra Pali, Dy. A.G. |

**Hon'ble Shri Justice P. Sam Koshy****Order on Board****23/09/2019**

1. The challenge in the present Writ Petition is to the order [Annexure P/1 dated 23.08.2019](#) whereby the services of the petitioner has been transferred from Durg [to Jagdalpur](#).
2. Challenge is on the ground Health ground of the petitioner. Contention of the petitioner is that recently the petitioner has been detected the disease of Cancer and his treatment is undergoing at Sanjeevani Hospital at Raipur and therefore at this juncture, while his treatment is undergoing he should not be subjected to transfer and sympathetic consideration be made to the petitioner.

3. Given the facts, let petitioner make a representation to the respondent No.1 within a period of 10 days from today and on receipt of representation of the petitioner, respondent No. 1 is expected to take a decision sympathetically within a further period of 45 days.
4. Till the representation of the petitioner is decided, the effect and operation of the impugned order shall remain stayed so far as petitioner is concerned.
5. With the aforesaid observation, the writ petition stands disposed of.

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

Rohit