

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 7489 of 2019

Mukund Murari Sidar S/o Shri Dadu Ram Sidar Aged About 60 Years Working As Dresser Grade-1, Community Health Centre, Pratappur, Block Pratappur, District- Surajpur, Chhattisgarh.

---- Petitioner(s)

Versus

1. State of Chhattisgarh Through The Secretary, Health And Family Welfare Department, Mantralaya, Mahanadi Bhawan, Atal Nagar Raipur, District- Raipur, Chhattisgarh.
2. Commissioner Health Services, Indrawati Bhawan Atal Nagar Raipur, District- Raipur, Chhattisgarh.
3. Chief Medical and Medical Officer Surajpur, District- Surajpur, Chhattisgarh.

---Respondents

For Petitioner	:	Shri C Jayant K Rao, Advocate.
For State	:	Shri Anshuman Shrivastava, Panel Lawyer.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

19.09.2019

1. Challenge in the present Writ Petition is to the order of transfer dated 23.08.2019 whereby the petitioner has been transferred from Pratappur to Maini, Jashpur.
2. The contention of the petitioner is that, the petitioner is aged more than 60 years and got less than two years for retirement. Further, the wife of the petitioner is also posted at the same place where the petitioner is presently posted and therefore the impugned order has been issued in violation of the transfer policy and the conditions attached to the transfer policy so far as Husband and Wife being retained, as far as possible, at the same place is concerned.
3. Given the aforesaid facts and circumstances of the case, particularly taking into consideration the age of the petitioner and the period of service left for retirement, let the petitioner make a detailed representation in this

regard to the respondents within a period of 10 day from today, who, in turn, shall consider and decide the same at the earliest preferably 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. The writ petition accordingly stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

inder