

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 7564 of 2019

Smt. Tikeshwari Sahu W/o Shri Tejesh Kumar Sahu Aged About 30 Years Working As Staff Nurse At Dr. Bheemrao Ambedkar Memorial Hospital, Raipur, R/o House No. 70, Pipercheedi, Bothi, Dhamtari, District Raipur Chhattisgarh.

---- Petitioner(s)

Versus

State of Chhattisgarh Through Secretary Department of Family Health and Welfare and Medical Education, Mantralaya, Mahanadi Bhawan, Atal Nagar, Nava Raipur, District- Raipur, Chhattisgarh.

---Respondents

For Petitioner	:	Shri SP Kale, Advocate.
For State	:	Ms. Sunita Jain, Govt. Advocate.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

23.09.2019

1. Challenge in the present Writ Petition is to the order of transfer dated 23.08.2019 whereby the petitioner has been transferred from Raipur to Jagdalpur.
2. The contention of the petitioner is that, the petitioner has been transferred from Govt. Hospital to an autonomous college which has its own rules and regulations governing the service conditions and the petitioner would lose her seniority and other service benefits. The petitioner cannot be sent to an autonomous body without her consent.
3. Given the aforesaid ground of transferring the petitioner from government establishment to an autonomous body without her consent, 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. The respondents are expected to take a decision ensuring whether

the service conditions of the petitioner would be adversely affected or not on being transferred from Govt. Medical College to an autonomous establishment.

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