

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 7824 of 2019

Alok Mishra S/o Late Shri Harishnaker Mishra Aged About 52 Years Male
Supervisor, Community Health Centre Abhanpur, Tehsil Abhanpur, District- Raipur,
Chhattisgarh., District : Raipur, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Health And Family Welfare, Mahanadi Bhavan, Nawa Raipur, District- Raipur, Chhattisgarh., District : Raipur, Chhattisgarh
2. Under Secretary Department Of Health And Family Welfare, Mahanadi Bhavan, Nawa Raipur, District- Raipur, Chhattisgarh., District : Raipur, Chhattisgarh
3. Director Directorate Of Health Services, Indravati Bhawan, Nawa Raipur, District- Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

---Respondents

For Petitioner	:	Mr. P. Acharya, Advocate
For State	:	Mr. Anshuman Shrivastava, P.L.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

25/09/2019

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 Community Health Centre, Abhanpur, District Raipur to Community Health Centre Basna, District Mahasamund .
2. The contention of the petitioner is that the petitioner is [the State General Secretary of Chhattisgarh Pradesh Swasthya Karmachari Sangh](#) and thereby the petitioner falls within the protected category under the transfer policy of the State Government.
3. Given the said facts, let the petitioner make a detailed representation to the respondents within a period [of 10 days from](#) today and the respondents in turn shall decide the representation within a further [period of 45 days from](#) the date of receipt of representation. Meanwhile, there shall be a stay of the

effect and operation of the impugned order, so far as the petitioner is concerned.

4. The authorities concerned are also directed to verify the fact whether the petitioner does fall under the protected category under the transfer policy of the State Government or not.
5. With the aforesaid observations, the present writ petition stands disposed off.

Sd/-
(P. Sam Koshy)
Judge

Ved