

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 8337 of 2019

Smt. Aruna Pal W/o Shri Krishna Kumar Pal Aged About 37 Years Address Health Center, Nakti Sammanpur, Post Office, Mandir Hasod, Block Dharsiwa, District Raipur Chhattisgarh.

---- Petitioner(s)

Versus

1. State of Chhattisgarh Through The Secretary, Department of Health and Family Welfare, Mantralaya, Mahanadi Bhawan, Atal Nagar, Nawa Raipur District Raipur Chhattisgarh.
2. Chief Medical and Health Officer Raipur District Raipur Chhattisgarh.
3. Block Medical and Health Officer Block Dharsiwa, District Raipur Chhattisgarh.

---Respondents

For Petitioner	:	Shri Dhiraj K Wankhede, Advocate.
For State	:	Shri Jitendra Pali, Dy. Advocate General.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

04.10.2019

1. Challenge in the present Writ Petition is to the order of transfer dated 23.08.2019 whereby the petitioner has been transferred from Sub Health Centre, Mova Raipur to Sub Health Centre, Khursipar, Rajnandgaon.
2. The challenge in the transfer order is on the ground that the impugned order reflects transfer of the petitioner to have been made at the request of the petitioner.
3. According to counsel for the petitioner, the petitioner has never moved any application nor has requested any order of transfer, yet the authorities have shown the order of transfer to have been on its own cost.
4. Given the limited grievance that the petitioner has raised challenging the order of transfer, this Court is of the opinion that subject to verification of the facts that whether the petitioner has made a request for transfer, the impugned order so far as the petitioner is concerned, shall not be given effect to. However, in case on verification if it is found that the petitioner

has infact made a request, then the impugned order would not stand interfered and the respondents would be at liberty to relieve the petitioner from the present place of posting.

5. Meanwhile, till the verification is done, the effect and operation of the impugned order so far as the petitioner is concerned shall remain stayed including the order of relieving, if any.
6. The present Writ Petition accordingly stands disposed off.

Sd/-
(P. Sam Koshy)
Judge

inder