

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 9178 of 2019**

- Ramchandra Patre, S/o Shri Radhe Lal Patre, Aged About 36 Years, Presently Working As Assistant Medical Officer, Primary Health Center, Chhirpani, Block Pandariya, District Kabirdham Chhattisgarh.

---- Petitioner**Versus**

1. State Of Chhattisgarh, Through The Secretary, Health And Family Welfare Department, Mahanadi Bhawan, Atal Nagar, Nawa Raipur Chhattisgarh.
2. The Collector Kabirdham, District Kabirdham Chhattisgarh.
3. Chief Medical And Health Officer Kabirdham District Kabirdham Chhattisgarh.

---- Respondents

For Petitioner : Shri Somkant Verma, Advocate

For Respondents/ State : Shri Soumya Rai, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****11/11/2019**

1. The present petition has been filed for issuance of a direction to respondent-transferring authority to relieve the petitioner on the grievance that though the transfer order has been issued by the State Government, till date, the petitioner has not been relieved.
2. The contention of the petitioner is that though the petitioner was transferred vide order dated 19.08.2019, however till date he has not been relieved for joining at the transferred place.
3. The issue regarding implementation of transfer order has been considered by this Court in the case of Ms. Manisha Agrawal Vs. State of Chhattisgarh and Others, 2015(4) C.G.L.J.182, wherein relying upon several judgments

of the Supreme Court, it has been held by this Court that once the employee has been transferred, it is required to be complied with unless it is modified, varied or cancelled by the State Government itself.

4. Therefore, in these circumstances, this petition is disposed of with a direction that the petitioner shall be relieved forthwith by the controlling authority in compliance of the transfer order unless the State has not modified, amended or cancelled the said order so far as petitioner is concerned.

Sd/-

Goutam Bhaduri
Judge

Jyoti