

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 1752 of 2020**

- Smt. Sarita Sharma(Before Marriage Sarita Pandey) W/o Shri Vikash Sharma, Aged About 30 Years Presently Working As Staff Nurse At Primary Health Center, Sirmina, Korba, District - Korba Chhattisgarh.

---- Petitioner**Versus**

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

---- Respondents

For Petitioner : Shri Somkant Verma, Advocate

For Respondents/State : Shri Avinash Singh, P.L.

Hon'ble Shri Justice Goutam Bhaduri**Order On Board****17/03/2020**

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 12.08.2017, however till date she 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