HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Writ Petition No. 3446/2025

Sunil Kumar S/o Nand Ram, Aged About 41 Years, Village Balsamand, Tehsil Ladnun, District Didwana- Kuchaman, Rajasthan.

----Petitioner

Versus

1. State Of Rajasthan, Through The Secretary, Department Of Medical And Health, Secretariat, Jaipur.
2. Director (Non-Gazetted)-Cum- Additional Director (Administration), Medical And Health Services, Tilak Marg, Jaipur.
3. Principal Secretary, Department Of Rural Development And Panchayati Raj. Rajasthan, Jaipur.
4. Chief Medical And Health Officer, Didwana Kuchaman.
5. Block Chief Medical And Health Officer, Ladnun, Didwana Kuchaman.

----Respondents

For Petitioner(s)	:	Mr. Sawar Lal Manda
For Respondent(s)	:	Mr. Mukesh Dave, AGC with Mr. Vivek Sharma.

HON'BLE MR. JUSTICE ARUN MONGA

Order (Oral)

07/02/2025

1. Petitioner herein seeks quashing of order dated 15.01.2025 (Annex.2), vide which he has been transferred from Sub-District Hospital, Ladnu, District Deedwana Kuchaman to Sub-District Hospital, Loonkaransar, District Bikaner.

2. At the very outset, learned counsel for the petitioner submits that the petitioner is sanguine that, in case he is allowed to file a representation qua the grievance raised in the instant writ petition

and the same is taken up on the administrative side, it will receive favorable treatment. Therefore, the competent authority may decide the same as per the applicable transfer policy / guidelines of the State, within a reasonable time.

3. Learned counsel for the respondents is also agreeable to the aforesaid suggestion made by learned counsel for the petitioner.

4. In view of the aforesaid submission, without commenting on the merits of the case, the petition is disposed of. In case the petitioner files a representation, the competent authority is directed to decide the same objectively, within a period of 30 day from today. It is expected of the competent authority to look into the extenuating circumstances of the petitioner and take humanitarian outlook on the medical condition of father of the petitioner, who is stated to be suffering from Heart disease, mother, who is suffering from Cancer and younger brother, who is 50% disabled and to pass a fresh order in accordance with law, either to keep the petitioner in the same district or in the vicinity thereof, from where he can commute every day to avoid relocating his entire family.

5. Till then, effect & operation of the impugned transfer order dated 15.01.2025 (Annex.2) qua the petitioner shall remain stayed.

6. Pending application(s), if any, also stand disposed of.

(ARUN MONGA),J

30-DhananjayS/Rmathur/-