



NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR**

**WPS No. 1787 of 2023**

- Heman Kumar Sahu S/o Heman Lal Sahu, Aged About 34 Years Presently Posted As Medical Lab Technologist Civil Hospital, Kurud, District : Dhamtari, Chhattisgarh

---- Petitioner

**Versus**

1. State Of Chhattisgarh Through Its Secretary, Public Health And Family Welfare Department, Mantralay Mahanadi Bhawan, Naya Raipur, Atal Nagar, District : Raipur, Chhattisgarh
2. Committee Of Senior Secretaries State Of Chhattisgarh Department Of General Administration Ministry, Atal Nagar Nawa Raipur, District : Raipur, Chhattisgarh
3. Under Secretary Department Of Health And Family Welfare, Chhattisgarh Govt. Mantralaya, Mahanadi Bhavan Atal Nagar, District : Raipur, Chhattisgarh

----Respondents

For Petitioner : Ms Diksha Gouraha, Advocate  
For Respondents/State : Shri Shubham Verma, PL

**Hon'ble Shri Justice Parth Prateem Sahu**

**Order on Board**

**09.03.2023**

1. Grievance raised in this writ petition is with respect to his transfer from Civil Hospital, Kurud, district-Dhamtari to Primary Health Centre, Chotte Dongar, district-Narayanpur on administrative grounds.

2. Learned counsel for petitioner would submit that though petitioner has challenged order of transfer earlier in WPS-7467 of 2022 which was disposed of directing petitioner to submit representation before the Committee constituted under Transfer Policy, to which petitioner complied with and submitted representation before the Committee. However, in earlier round of litigation as also in representation submitted before the Committee specific ground that 'at earlier place of posting post of Medical Lab Technologist is vacant', is not taken, and therefore, petitioner may be permitted to submit fresh representation.



3. Learned counsel for the State submits that Committee has already considered representation, and the grounds raised therein have been decided in accordance with law.

4. Considering submissions of counsel for petitioner that one of the grounds which is available to petitioner that 'at earlier place of posting post of Medical Lab Technologist is vacant', has not been taken and submission of learned counsel for petitioner that petitioner wants to submit fresh representation, this petition is disposed of permitting petitioner to submit fresh representation, and if such representation is submitted authorities concerned shall consider and decide the same in accordance with law expeditiously.

5. Certified copy as per rules.

Sd/-  
(Parth Prateem Sahu)  
JUDGE

