



2025:CGHC:39325

HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 328 of 2023**

- Suresh Toppo S/o Late Barnabas Toppo Aged About 42 Years Occupation- Service, Accountant, Government District Hospital Jashpur, District Jashpur (CG)

---- Petitioner**Versus**

1. State of Chhattisgarh Through The Secretary, Department Of Health And Family Welfare, New Mantralaya, Mahanadi Bhawan New Raipur, District : Raipur, Chhattisgarh
2. The Secretary Department Of General Administration, New Mantralaya, Mahanadi Bhawan, New Raipur, District : Raipur, Chhattisgarh
3. The Director Department Of Health And Family Welfare, Indrawati Bhawan, New Raipur, District : Raipur, Chhattisgarh
4. The Collector District- Jashpur, Chhattisgarh
5. The Chief Medical And Health Officer Department Of Health And Family Welfare, Jashpur, District : Jashpur, Chhattisgarh
6. The Civil Surgeon Cum Chief Hospital Superintendent Government District Hospital- Jashpur, District : Jashpur, Chhattisgarh
7. The Block Medical Officer Community Health Center Patthalgaon, District : Jashpur, Chhattisgarh

---- Respondents

16/01/2023	Mr. A.N. Bhakta, Advocate for the petitioner. Mr. Ravi Bhagat, Govt. Advocate for the State. Heard. Issue notice to respondents. Learned State Counsel accepts notice on behalf of respondents, hence process is not required to be paid for issuance of notice to respondents. He prays for and is	



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granted three weeks time to file reply.

Also head on I.A. No.1/2023, application for grant of interim relief.

Learned counsel for petitioner would submit that pursuant to order dated 4.4.2022 passed in WPS No.2274/2022, claim of petitioner was considered and his suspension was revoked. After revocation of suspension order, petitioner has been given posting elsewhere than the place from where he was placed under suspension. Aggrieved therewith petitioner approached High Court by filing writ petition bearing WPS No.6949/2022, which came to be disposed of vide order dated 3.11.2022 directing petitioner to submit representation before respondent No.4 therein, who, in turn, was directed to consider and decide the same within a period of two weeks. It was further directed that for a period of four weeks', no coercive steps shall be taken against petitioner. In compliance of order dated 3.11.2022, petitioner submitted representation on 10.11.2022 but till date no decision is taken on the same. Meanwhile, respondent No.6 issued impugned order relieving petitioner to join at his new place of posting i.e. Community Health Centre, Pathalgaon, District Jashpur, recording that period of interim protection i.e. four weeks, as mentioned in order dated 3.11.2022, has expired.

Taking into consideration facts and circumstances of case, submission of learned counsel for petitioner that representation submitted by petitioner pursuant to order dated 3.11.2022 is yet not decided and he has been relieved on the ground that period of interim protection granted to petitioner has expired, purely as an interim measure, it is directed that effect and operation of order impugned (Annexure P-1) shall remain stayed until further



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	orders. List the matter after three weeks. Certified copy as per rules. Sd/- (Parth Prateem Sahu) Judge	
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