



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 424 of 2026

Neelkamal Kamal S/o Mannu Ram Kamal Aged About 43 Years Presently Working As Rural Medical Assistant Office Of The Primary Health Centre Shivtarai, District- Bilaspur (C.G.)

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through- The Secretary, Health And Family Welfare Department, Mantralaya, Mahanadi Bhawan, Nawa Raipur, Atal Nagar, District- Raipur (C.G.)

2 - Under Secretary Health And Family Welfare Department, Mantralaya, Mahanadi Bhawan, Nawa Raipur, Atal Nagar, District- Raipur (C.G.)

3 - Chief Medical And Health Officer Bilaspur, District- Bilaspur (C.G.)

4 - Pushpendra Kumar Barman Working As Rural Medical Assistant Office Of The Primary Health Centre Salka, District- Manendragarh-Chirmiri-Bharatpur (C.G.)

... Respondent(s)

Order Sheet

20/01/2026	Mr. CJK Rao, counsel for the petitioner. Mr. Lav Sharma, Panel Lawyer for the State. Heard on admission. Issue notice to respondents.

Mr. Lav Sharma, Panel Lawyer accepts notice for respondents No. 1 to 3/State. Hence, PF is not required to be paid for issuance of notice to those respondents.

Issue notice to respondent No.4 on payment of PF as per rules. Notice be made returnable in three weeks.

Learned counsel for the petitioner submits that petitioner is transferred from Primary Health Centre, Shivtarai, District- Bilaspur to Primary Health Centre Salka, District- Manendragarh-Chirmiri-Bharatpur on his own expenses. He submits that petitioner has not submitted any application for his transfer and therefore, transfer of petitioner mentioning ground "on his own expenses" is per se arbitrary. He contended that petitioner till date has not been relieved from present place of posting.

Learned counsel for the State submits that pursuant to observation made by this Court on the last date of hearing, he has sought instructions and according to his instructions, petitioner till date is working in Primary Health Centre Shivtarai, District Bilaspur.

On due consideration of submission of learned counsel for the parties, purely as an interim measure, it is directed that there shall be stay of the impugned order Annexure P-3 so far as it relates to transfer of petitioner, till the next date of hearing.

List this case after three weeks.

Sd/-
(Parth Prateem Sahu)
Judge