



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 787 of 2026

1 - Vikas Verma S/o Lt. Shri Malik Ram Verma Aged About 41 Years R/o Vill. Kokdi, At Po District Gariyabandh C.G. Posted As Gramin Chikitsa Sahayak, O/o Prathmik Swasthya Kendra, Kosami, Development Block- Gariyaband, District- Gariyabandh (C.G.)

... Petitioner

Versus

1 - State Of Chhattisgarh Through Secretary, Department Of Health And Family Welfare, Mahanadi Bhawn, Nawa Raipur (C.G.)

2 - Collector District- Gariyabandh (C.G.)

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

4 - Block Medical Officer Block And District- Gariyabandh (C.G.)

5 - Shri Manoj Kumar Karsh Posted As Gramin Chikitsa Sahayak, O/o Prathmik Swasthya Kendra, Kosami, Development Block- Gariyaband District- Gariyabandh (C.G.)

... Respondents

Order on Board

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28/01/2026	Ms. Aditi Parakh, Advocate for the Petitioner. Mr. Khulesh Sahu, Panel Lawyer for the Respondents No. 1 to 4/State. Issue notice to the respondents. Mr. Khulesh Sahu, Panel Lawyer accepts notice on behalf of the Respondents No. 1 to 4/State. Hence, no process fee is required to be paid for these respondents. Issue notice to the Respondent No. 5 on payment of process fee, as per rules. Notice be made returnable within 03 weeks. Also heard on I.A. No. 01/2026 which is an application for grant of interim relief. Learned counsel for the petitioner submits that pursuant to the order dated 14.01.2026 (Annexure P/1), petitioner was transferred from Primary Health Centre, Kosami, District – Gariyaband to Primary Health Centre, Kendra, Jhakarpara, Block – Devbhog, District – Gariyaband. She submits that the petitioner has been transferred in the midst of the academic session as one of the ward of petitioner is studying in Class VIII and another in Class – I. Mother of the petitioner is also suffering with paralysis. She contended that if the petitioner is to join the transferred place of posting, the studies of his children will be adversely affected. In support of her contention, she placed reliance upon the decision in the case of <i>S.K. Nausad Rahaman & Ors. Vs. Union of India & Ors.</i> reported in <i>(2022) 12 SCC 1</i> and in case of <i>Director of School Education, Madras & Ors. Vs. O. Karuppa Thevan & Anr.</i> reported in <i>(1994) Supp (2) SCC 666</i>. On the other hand, the submission of counsel for the petitioner is opposed by the counsel for Respondents/State and
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Dey	would submit that he has sought instructions and according to the instructions, petitioner has been transferred on the basis of some serious complaint against him. However, he submits that he will file reply to the interim application also. At this stage, learned counsel for the petitioner submits that the petitioner has not been relieved till date. I have heard learned counsel for the parties and perused the documents enclosed along with the writ petition. On due consideration of the submission of learned counsel for the parties, facts and circumstances of the case and documents enclosed along with the writ petition in particular submission of the counsel for petitioner that the petitioner is still working in Primary Health Centre, Kosami, District – Gariyaband, purely as an interim measure, it is directed that the <i>status-quo</i> as it exists today with respect to the place of posting of the petitioner shall be maintained by the parties till the next date of hearing. List this case in the week commencing 23.02.2026. Sd/- (Parth Prateem Sahu) Judge
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