

**HIGH COURT OF CHHATTISGARH AT BILASPUR****WPS No. 4440 of 2026****SMT. POORNIMA UPADHYAY versus STATE OF CHHATTISGARH****Order Sheet**

29/05/2026	<p>Mr. C.Jayant K.Rao, counsel for the petitioner. Ms. Diksha Guaraha, Dy. GA for the State.</p> <p>The petitioner, presently working as a Supervisor, has assailed the transfer order dated 30.05.2026 whereby she has been transferred from the Office of the District Programme Officer, Women and Child Development Department, Bilaspur to the Integrated Child Development Project, Bijapur.</p> <p>Learned counsel for the petitioner submits that the petitioner is a person with disability, having been certified to suffer from 42% permanent disability by the competent Medical Board. It is contended that the petitioner's name finds place at Serial No. 27 in the list of transfer of employees and that she has also placed on record the disability certificate issued by the competent authority.</p> <p>It is further submitted that in terms of the circular dated 30.08.2010 issued by the General Administration</p>

Department, physically challenged employees are ordinarily required to be posted at their home district or at a nearby station so as to minimize hardship arising from their disability. Despite the aforesaid policy, the petitioner has been transferred to District Bijapur, which is situated at a considerable distance from her present place of posting ie. about 546 kms., thereby causing serious inconvenience and hardship.

Learned counsel would further submit that appropriate directions be issued for accommodating the petitioner at Bilaspur or at any other suitable nearby place.

Having considered the submissions advanced on behalf of the petitioner and taking note of the fact that the petitioner claims to be a person with disability to the extent of 42%, this Court deems it appropriate to seek a response from the respondents.

Learned State Counsel is directed to seek instructions and place on record the policy governing transfer and posting of physically challenged employees and to indicate whether the petitioner can be accommodated at Bilaspur or at any other nearby place of posting in accordance with the prevailing policy of the State Government.

Let the requisite affidavit/instructions be filed before the next date of hearing.

List this case on 17th June 2026.

Sd/-
(Narendra Kumar Vyas)
Judge