



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 11751 of 2025

Dr. Karishma Singh D/o Of Vinod Kumar Singh Aged About 46 Years Present Posted And Working As Professor (Physiology) Department At Pandit Jawahar Lal Nehru Smriti Medical College, Raipur District- Raipur C.G.

... Petitioner

versus

1 - State Of Chhattisgarh The Secretary Higher Education Department Mantralaya Mahanadi Bhawan Atal Nagar Nawa Raipur District- Raipur (C.G.)

2 - Under Secretary Higher Education Department Mantralaya, Mahanadi Bhawan Atal Nagar Nawa Raipur District- Raipur (C.G.)

3 - Dr. Sumit Tripathi Professor (Physiology Department) At Government Medical College Ambikapur, District- Sarguja (C.G.)

... Respondents

Order Sheet

13.10.2025	Mr. Ramcharan Sahu, counsel for the petitioner. Mr. Vinay Pandey, Dy. Advocate General for the State. Heard on I.A. No. 01 of 2025 i.e. an application for grant of interim relief/stay.

The petitioner has filed the instant petition assailing the order dated 25.09.2025 passed by respondent No. 2 by which the order dated 30.06.2025 whereby he has been transferred from Ambikapur to Pandit Jawahar Lal Nehru Smriti Medical College, Raipur, District Raipur (C.G.), has been cancelled.

Learned counsel for the petitioner would submit that in pursuance of order dated 30.06.2025 the petitioner has already joined to transferred place of posting on 03.07.2025. He would further submit that since 2012, respondent No. 3 remain posted at Raipur and for few days he has been posted to Rajnandgaon, this clearly demonstrate that he has continued for more than 10 years, therefore the impugned order is illegal and arbitrary.

On the other hand learned counsel for the State would submit that committee has considered the grievances raised by respondent No. 3/Dr. Sumit Tripathi, therefore to post him, the impugned order dated 25.09.2025 has been passed.

From bare perusal of the recommendation made by the committee, it is quite vivid that respondent No. 3 is subjected to favoritism by the committee. This Court cannot

loss sight of the fact that the committee has rejected the representation of the petitioner, if any government servant who has raised his personal difficulty in complying with the transfer order on the pretext that there is no provision in the policy, this shows undue favoritism has been shown.

On due consideration and looking to the issue raised in this matter, I.A. No. 01 of 2025 is allowed and the effect and operation of impugned transfer order dated 25.09.2025 shall remain stayed till the next date of hearing and the petitioner is directed to join duty at Raipur.

This case is admitted for hearing.

Issue Notice to Respondent No. 3 on payment of process fee by ordinary as well as registered mode.

Process fee be paid within a week.

List this case on **09th December, 2025.**

**Sd/-
(Narendra Kumar Vyas)
Judge**