

विषय:-न्यायालयीन प्रकरण कमांक डब्ल्यू0पी0 1673/2014(एस) श्री देवेन्द्र सिंह परमार, सहायक ग्रेड-3 जिला-दतिया, विरुद्ध मध्यप्रदेश शासन एवं अन्य में प्रभारी अधिकारी नियुक्त किये जाने बाबत ।

श्री देवेन्द्र सिंह परमार, सहायक ग्रेड-3, जिला-दतिया, ने माननीय उच्च न्यायालय खण्डपीठ ग्वालियर, मे आचार संहिता के उल्लंघन के संबंध में याचिका दायर की है। विषयांकित न्यायालय प्रकरण में प्रमुख सचिव, /आयुक्त स्वास्थ्य, /अपर संचालक (प्रशासन) स्थानीय कार्यालय, / मुख्य चिकित्सा एवं स्वास्थ्य अधिकारी, दतिया, एवं अन्य, को प्रतिवादी बनाया गया है। प्रकरण दतिया जिले से संबंधित है ।

माननीय न्यायालय द्वारा प्रकरण की सुनवाई दिनांक को नियत है/थी, जिसमें शासन पक्ष की ओर से प्रतिरक्षण किये जाने एवं वादोत्तर समय-सीमा में प्रस्तुत किये जाने हेतु मुख्य चिकित्सा एवं स्वास्थ्य अधिकारी, दतिया, को प्रभारी अधिकारी नियुक्त किया जाना प्रस्तावित है।

प्रस्तावित आदेश की उच्च प्रतियाँ संलग्न हैं। प्रतिरक्षण आदेश हेतु निलि विधि विभाग को अंकित किया जाना प्रस्तावित है।

प्रभारी अधीक्षक (लीगल)

DD (Legal) - N.A.

Director (Legal)

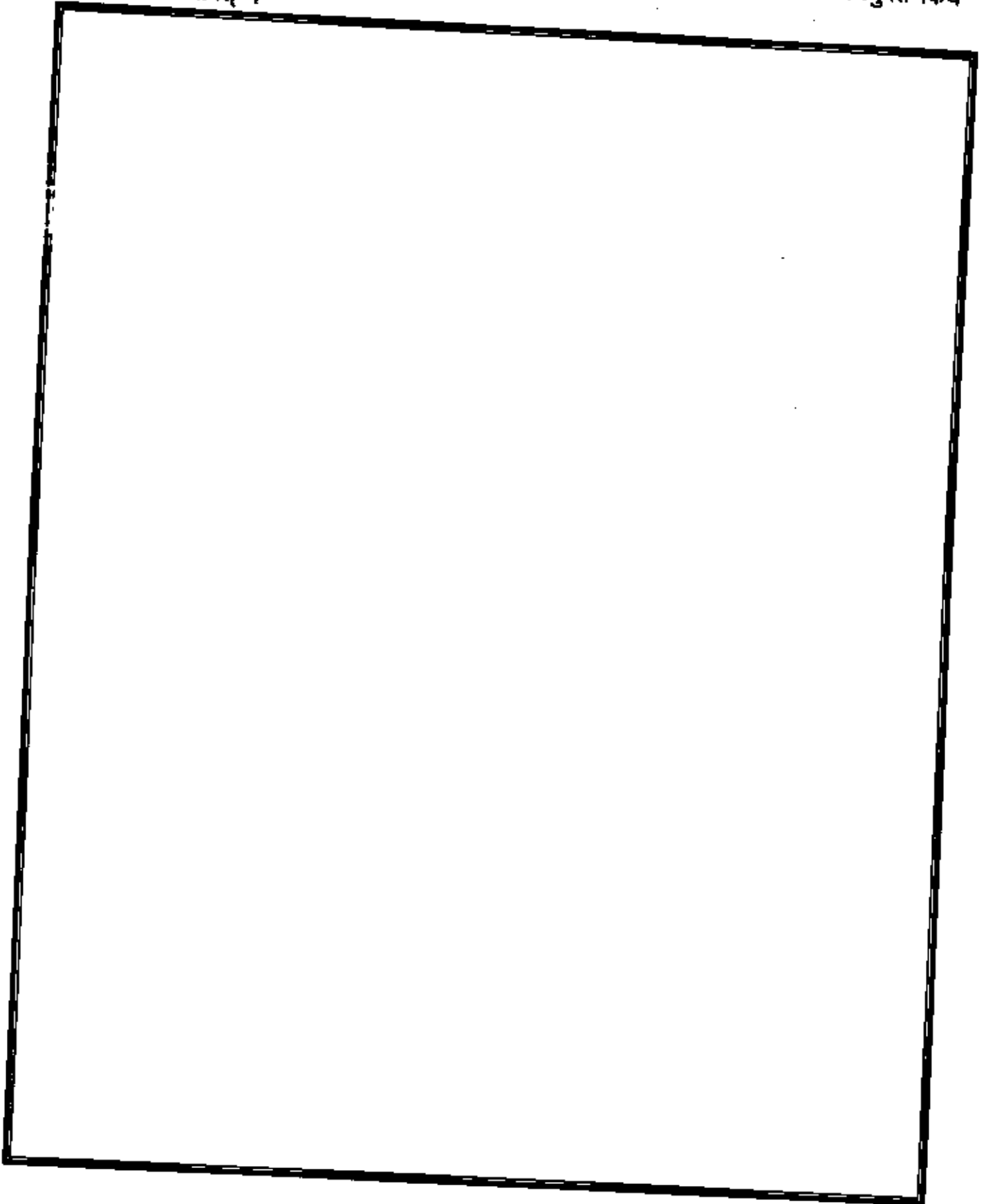
विधि विभाग

आवक क्र० 1424-25, दि० 11/03/16

16/3/16
संचालक
स्वास्थ्य सेवाएं
मध्यप्रदेश

84/3

विषय:-न्यायालयीन प्रकरण क्रमांक डब्ल्यूपी० 1673/2014(एस) श्री देवेन्द्र सिंह परमार, सहायक
ग्रेड-3 जिला-दतिया, विरुद्ध मध्यप्रदेश शासन एवं अन्य में प्रभारी अधिकारी नियुक्त किये
जाने बाबत ।





3

IN THE HIGH COURT OF MADHYA PRADESH BENCH AT GWALIOR

W.P.No. 1673 /2014(S)

PETITIONER

Presented on 10.3.2014
By A.S. Chaturvedi

Preservation Assistant

Devendra Singh Parmar S/o Chhatrasal Singh Parmar,
Age 53 years, Occupation-L.D.C., R/o Darugar Ki Pulia
Datia, District Datia (M.P.)

RESPONDENT

Versus

10.3.2014
A.S. Chaturvedi
10/3/14

1. State of M.P. Through Principal Secretary
Department of Public Health and Family Welfare
Department, Vallabh Bhawan Bhopal(M.P.)
2. Commissioner Health Directed Bhopal
3. Additional Director (Administration)
Family Welfare, Bhopal(M.P.)
4. Dr. Narottam Mishra
Minister of Public Health and Family Welfare
Department, Bhopal (M.P.)
5. Chief Municipal Health Officer Datia, District Datia
(M.P.)
6. Dr.R.S.Gupta
Chief Municipal and Health Officer Datia (M.P.)

**WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF
APPROPRIATE WRIT ORDER OR DIRECTION FOR
DOING JUSTICE IN THE MATTER.**

[Handwritten signature]

19/03/14
ललित शर्मा
उप-न्यायालय न्यायिक

ANNEXURE-C
HIGH COURT OF MADHYA PRADESH

CASE No. OF 20

ORDER SHEET (Continuation)



Date & S. No. of the order	Order
<p style="writing-mode: vertical-rl; transform: rotate(180deg);">FOR COPYING FEES ONLY</p> <p style="writing-mode: vertical-rl; transform: rotate(180deg);">FOR COPYING FEES ONLY</p> <p style="writing-mode: vertical-rl; transform: rotate(180deg);">FOR COPYING FEES ONLY</p>	<p style="text-align: right;">WP 1673/2014</p> <p>09/4/2014</p> <p>Shri Pratip Visoriya, Advocate for the petitioner.</p> <p>Shri MPS Raghuvanshi, Addl. Advocate General, for the respondent/State.</p> <p>As jointly agreed, this matter is delinked from WP No. 1675/2014,</p> <p>Heard.</p> <p>Learned counsel for the petitioner submits that transfer of the petitioner is not arising out of any administrative exigency or public interest. The mid- session transfer during ban runs contrary to the transfer policy. He further submits that petitioner's brother preferred a complaint regarding misuse of 198 ambulance and because of that petitioner is transferred.</p> <p>Per Contra, Shri M.P.S.Raghuvanshi, learned Addl. Advocate General submits that the transfer is in accordance with law and for administrative reasons.</p> <p>However, a perusal of the transfer order shows that it is issued on the basis of some complaint report submitted by respondent No.6. The respondents have not chosen to file the said document along with the return.</p>

①

**IN THE HIGH COURT OF MADHYA PRADESH BENCH AT
GWALIOR**

W.P.No. /2014 (s)

PETITIONER

Devendra Singh Parmar

Versus

RESPONDENTS

State of M.P. & Others

LIST OF EVENTS

Date	Particular
17.09.10	Petitioner has been transferred from Datia to Basai.
21.03.13	Bhabhi of petitioner has been placed under suspension.
22.03.13	Petitioner has been attached at Basai.
05.08.13	A letter has been written from the officer of Union Minister of India
07.08.13	Suspension order of the Bhabhi of the petitioner has been revoked.
07.08.13	Petitioner attachment order has been cancelled.
05.11.13	A complaint has been made by the brother of petitioner.
04.03.14	Petitioner has been transferred.

Dated 10/3 /2014

Humble Petitioner

Devendra Singh Parmar

Through Counsel

(Pratip Visoriya)

(A.S. Chauhan)

Advocates

1027

61 Dy 86
28.15

10.8.15

10/3/15