

**WP-14995-2017**

*(HIRALAL JAIN Vs THE STATE OF MADHYA PRADESH)*

**27-09-2017**

Shri Neeraj Jain, learned counsel for the petitioner.

Shri Vivek Mishra, learned Government Advocate for the respondents/State.

With the consent of learned counsel for the parties, the matter is heard finally.

The petitioner before this Court is presently working as Lab Technician at District Chhatarpur (M.P.) and he is aggrieved by the order of transfer dated 11.07.2017 (Annexure P/1), whereby he has been transferred from Community Health Centre, Badamalahra to Community Health Centre Lovkush Nagar, District Chhatarpur (M.P.) on administrative grounds.

The contention of the learned counsel for the petitioner is that the petitioner is 40% disabled and as per the transfer policy an employee who is 40% disabled cannot be transferred without his consent, despite this fact the services of the petitioner has been transferred which is contrary to the transfer policy. Although he has submitted a detailed representation (Annexure P/4) dated 14.09.2017 in this behalf, but the same is still pending.

In the circumstances, the petition is disposed of with a direction to the respondents to decide the petitioner's representation (Annexure P/4) in

accordance with law, within a period four weeks from the date of receipt of certified copy of this order.

It is made clear that this court has not expressed any opinion on the merits of the case.

Accordingly, this petition stands ***disposed of***.

Certified copy as per rules.

(SUBODH ABHYANKAR)

JUDGE

sjk