

Court No. - 33

Case :- WRIT - A No. - 19028 of 2023

Petitioner :- Vandana Panwar

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Prashant Mishra

Counsel for Respondent :- C.S.C.

Hon'ble J.J. Munir,J.

The petitioner, who is a Head Constable, has been transferred from Bijnor to Moradabad vide order dated 17.06.2023. The grievance of the petitioner is that her transfer is in violation of the State's current transfer policy dated 07.06.2023, particularly, paragraph no. 5 (iv) thereof, which provides that as far as possible, if the husband and wife are in Government service, they should be posted in the same district, city and place and transfer should be made bearing in mind the issue.

It is well known that the transfer is an exigency of service and it is not in the province of this Court to interfere with the State's transfer policy. Nevertheless, since the policy has been framed and the petitioner claims benefit of the policy, the petitioner shall have liberty to represent her case before the Deputy Inspector General of Police (Establishment), U.P., Lucknow, within a week. In case, the petitioner represents her case before the Deputy Inspector General of Police (Establishment), U.P., the Deputy Inspector General of Police (Establishment), U.P. is ordered to pass necessary orders, within two weeks of receipt of the petitioner's representation bearing in mind the transfer policy. The orders made by the Deputy Inspector General of Police (Establishment), U.P. shall be communicated to the petitioner, wherever she might be

posted, within a week of the date the decision being taken.

This writ petition is **disposed of** in terms of the aforesaid orders.

Let this order be communicated to the Deputy Inspector General of Police (Establishment), U.P., Lucknow by the Registrar (Compliance) **within 24 hours.**

Order Date :- 16.11.2023

Deepak