

Court No. - 8

Case :- WRIT - A No. - 4374 of 2023

Petitioner :- Ravi Dhama Pno No.162151028

Respondent :- State Of U.P. Thru.Addl. Chief Secy. Deptt. Of Home,Lko. And 3 Others

Counsel for Petitioner :- M.P. Raju

Counsel for Respondent :- C.S.C.

Hon'ble Dinesh Kumar Singh,J.

1. Heard Shri M.P. Raju, learned counsel for the petitioner and Shri Prafulla Kumar Yadav, learned Additional Chief Standing Counsel appearing for the State-respondents.

2. The present petition under Article 226 of the Constitution of India has been filed seeking following reliefs:-

"(i) Issue a writ, order or direction in the nature of Certiorari quashing the impugned order dated 04.01.2023 passed by opposite party No.2, contained as Annexure No.1 to the writ petition.

(ii) Issue a writ, order or direction in the nature of mandamus commanding and directing the opposite parties to consider the case of the petitioner for compassionate transfer from District-Kheri to District-Hapur/Sambhal/Gautam Buddha Nagar in light of government transfer policy dated 15.06.2022 as contained Annexure No.3 to this writ petition.

(iii) Issue a writ, order or direction in the nature of mandamus commanding and directing the opposite parties to take a decision on representation of the petitioner dated 02.02.2023 contained as Annexure No.4, within a stipulated time framed by this Hon'ble Court.

(iv)...

(v)..."

3. The petitioner and his wife Smt. Pratibha Dhama both are employees of the Uttar Pradesh Police. The petitioner is holding the post of Fireman Constable and is presently posted at Police Station-Dhaurhara, District-Kheri and his wife is holding the post of Constable and is presently posted in District-Bulandshahar in Civil Police, Uttar Pradesh. She is living with their minor child in District-Bulandshahar.

4. Learned Counsel for the petitioner submits that as per the

government policy, which has been reiterated in the recent policy decision dated 15.06.2022, efforts should be made to post husband and wife together, who are government servants.

5. Considering the aforesaid facts, respondent No.2-Director General of Police, Fire & Emergency Service, Uttar Pradesh, Lucknow is directed to consider the grievance of the petitioner in light of the government policy dated 15.06.2022 and pass a fresh order, if the petitioner approaches him seeking his transfer from District- Kheri to District-Bulandshahar.

6. In view thereof, the present petition stands finally **disposed of**.

(Dinesh Kumar Singh, J.)

Order Date :- 31.5.2023

Piyush/-