

Court No. - 20

Case :- WRIT - A No. - 9011 of 2023

Petitioner :- Constable Driver Cdr Pno No. 161860420 Narendra Singh
And 5 Others

Respondent :- State Of U.P Thru. Addl. Chief Secy. Deptt. Home Govt.
Civil Sectr. Lko. And 6 Others

Counsel for Petitioner :- Anil Kumar Yadav, Sanjay Yadav

Counsel for Respondent :- C.S.C.

Hon'ble Manish Mathur, J.

Heard learned counsel for petitioners and learned State Counsel appearing on behalf of opposite parties.

It has been submitted that vide order dated 18th May, 2023, petitioners who are working on the post of Constable (Driver) was transferred from P. A. C. Ghaziabad & Moradabad to U. P. 112 Mathura, Commissionerate Agra, Chitrakoot, Kanpur Dehat & Mathura. It is submitted that aforesaid transfer order is still in existence but the petitioners are not being relieved in order to effect their joining at the places of transfer.

Learned State Counsel on the basis of written instructions dated 21st November, 2023, which are taken on record submits that the transfer order dated 18th May, 2023 is still in existence and has not been rescinded or withdrawn till date.

It has further been submitted that petitioners relieving has not been afforded in view of the fact that there are considerable vacancies in P.A.C. Ghaziabad & Moradabad. However instructions do not indicate that the transfer order dated 18.05.2023 has been rescinded till date.

In view of aforesaid facts, the opposite party No.5, 6 and 7 i.e. Commandant, 41V, 23V and 24V Vahini Pradeshik Armed Constabulary (P.A.C), Ghaziabad and Moradabad are directed to ensure relieving of petitioners' in order to enable petitioners' joining in pursuance of transfer order dated 18th May, 2023. Such relieving shall be effected within a period of seven days from the date a certified copy of this order is produced before the concerned authority.

With the aforesaid directions, the writ petition stands **disposed of**.

Order Date :- 22.11.2023

Subodh/-