

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CWP No. 15509 of 2015
DECIDED ON : July 31, 2015**

Saravjeet Kaur

.....Petitioner

VERSUS

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE ARUN PALLI

PRESENT:- Mr. Rakesh Gupta, Advocate for the petitioner.

ARUN PALLI, J.(ORAL)

A writ in the nature of mandamus is prayed for, so as to direct the respondents to consider the claim of the petitioner for transfer to Govt. Elementary School at Anjodha Kalan, Samania Gate, Behal or Dewal, in the wake of the Govt. instructions dated 08.06.2015 and 23.06.2015 (Annexures P5 and P6) respectively.

The petitioner is engaged as an ETT teacher and is posted at Govt. Elementary School, Sahal, Block Ghanour, District Patiala.

Government of Punjab issued instructions dated 08.06.2014 and 23.06.2015 as regards general transfers of the employees and it was resolved that employees whose children are suffering from mental disorder problem, their request for transfer shall be considered sympathetically and every endeavour

shall be made to adjust/transfer such employees on the places of their own choice.

Resultantly, the petitioner submitted online application for her transfer to Govt. Elementary School at Anjodha Kalan, Samania Gate, Behal or Dewal, as her eight years old son is suffering from serious mental disorder and is under a constant treatment at PGIMER, Chandigarh and also at Sir Ganga Ram Hospital, New Delhi. However, a final list of transfer dated 30.06.2015 (Annexure P7) issued by respondent No.4, reveals that her prayer was never considered.

It is maintained that prior to the institution of this petition, the petitioner had again represented to respondents No. 2, 3 and 4 for reconsideration of her claim for transfer vide a representation dated 01.07.2015 (Annexure P8), but that too has failed to evoke any response.

Learned counsel for the petitioner submits that, at this stage, let this petition be disposed of, only, with a direction to the respondents No. 2, 3 and 4 to consider and decide her representation dated 01.07.2015 (Annexure P8), within a specified time.

That being so, and without expressing any opinion on merits, the instant petition is disposed of with a direction to the respondents No. 2, 3 and 4, to consider and decide the claim of the petitioner as set out in her representation dated 01.07.2015 (Annexure P8), strictly, in accordance with law.

Needless to assert, an appropriate order shall be passed assigning reasons in support of the decision arrived at within a period of two weeks from the date of receipt of certified copy of the order.

July 31, 2015

ANJAL

**(ARUN PALLI)
JUDGE**