

Civil Writ Petition No. 26614 of 2015 (O&M)

Date of decision : December 21, 2015

Suresh Kumar Malik

.....Petitioner

Versus

Punjab National Bank and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Rohit Ahuja, Advocate
for the petitioner.

LISA GILL, J.

While admitting that transfer is an incidence of service and no vested right accrues to the petitioner to be posted at a particular place, learned counsel for the petitioner submits that once the respondents asked for an option as per guidelines (Annexure P-4) and even posted some of his juniors within their circle/State or neighbouring Circle/State, petitioner is at least entitled to sympathetic consideration of his case. Petitioner was promoted to the post of MMG Scale-II vide order dated 28.05.2015 (Annexure P-7) but was transferred to Vijaywada in the State of Andhra Pradesh from Jalandhar.

Petitioner submitted numerous representations before respondents as well as legal notice dated 29.07.2015 (Annexure P-10) to consider his case for posting at any of ten options given by him. At this stage, learned counsel for the petitioner submits that

respondents be directed to consider petitioner's case sympathetically.

Keeping in view the limited prayer addressed at the time of arguments, facts and circumstances of the case but without expressing any opinion on the merits and even on the right of the petitioner to be appointed at this stage, leave alone at a place as opted by him, this writ petition is disposed of with a direction to the competent authority to decide legal notice dated 29.07.2015 (Annexure P-10) submitted by the petitioner by passing a speaking order, preferably within a period of two months from receipt of certified copy of this order.

December 21, 2015
rts

(Lisa Gill)
Judge