

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 16291 of 2016 (O&M)
Date of Decision: 11.08.2016.

Smt. Parveen Kumari

--Petitioner

Versus

State of Haryana and others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. K.L. Dhingra, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J

The petitioner, who is serving on the post of Lecturer (English) under the Haryana State School Education Department, is aggrieved of her transfer from Govt. Senior Secondary School, Model Town, Karnal to Govt. High School, Kulwehri, Karnal.

Counsel would submit that even though the place of transfer is only 14 kms. away from the present place where petitioner is serving, yet, on account of her health condition such transfer order should not be enforced. It is submitted that the petitioner is suffering from Rheumatoid Arthritis and 70% orthopedically handicapped as per certificate given by the Medical Board at Annexures P-2 and P-3. The petitioner is also stated to have undergone a total knee replacement surgery.

Having heard counsel for the petitioner, this Court is of the view that these are matters which need to be agitated before the employer/competent authority in the first instance. As such, while declining to interfere in the matter the present petition is disposed of by granting liberty to the petitioner to approach respondent no.2 as regards her grievance qua her transfer in the light of her health issues. Suffice it to observe that if any representation in such regard is submitted, respondent no.2 would be obligated to consider the same sympathetically.

Petition disposed of.

**(TEJINDER SINGH DHINDSA)
JUDGE**

11.08.2016
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Whether speaking/reasoned: Yes
Whether Reportable: No