

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

**CWP No.17181 of 2016 (O&M)**

**Date of decision:23.08.2016**

*Darshna Kumari*

*... Petitioner*

Vs.

*State of Haryana & another*

*... Respondents*

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

Present: Mr. Vikas Chatrath, Advocate for the petitioner.

...

**TEJINDER SINGH DHINDSA, J.**

Petitioner who is serving on the post of Assistant Secretary under the the Transport Department, State of Haryana is aggrieved of her transfer from Karnal to Jind vide order dated 12.08.2016 at Annexure P-6.

Counsel submits that the petitioner has been a victim of frequent transfers inasmuch as on 06.12.2013, upon promotion, she was posted at Panchkula, on 07.08.2015, she was transferred from Panchkula to Karnal and now vide impugned order dated 12.08.2016, the petitioner merely after completion of approximately one year is sought to be displaced. Further submitted that the petitioner would be retiring on 31.07.2017 upon attaining the age of superannuation and as such the impugned transfer from Karnal to Jind is in violation of the Transfer Policy formulated by the State Government.

Counsel for the petitioner has been heard at length.

Transfer is an incidence of service. Terms and conditions contained in a Transfer Policy do not vest an enforceable right in favour of an employee. Be that as it may, the Transfer Policy formulated by the State Government would certainly be construed as a guideline for the department

concerned while issuing orders of transfer.

In view of the above and while declining to interfere in the matter, petitioner is granted liberty to pursue the matter with the Competent Authority/respondent No.2 in the light of representation dated 20.08.2016 at Annexure P-7 i.e. stated to have already been filed.

Suffice it to observe that it is expected from respondent No.2 to consider the representation submitted by the petitioner in accordance with law and against the backdrop of the Transfer Policy framed by the State itself.

Disposed of.

**23.08.2016**

*harjeet*

**(TEJINDER SINGH DHINDSA)  
JUDGE**

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|-----|----------------------------|-----|
| i)  | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable?        | No  |