

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 17616 of 2016 (O&M)

Date of Decision: 29.08.2016.

Mahender Singh

--Petitioner

Versus

State of Haryana and anther

--Respondents

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

Present:- Mr. J.P. Dhull, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J

Pleadings on record would indicate that the petitioner while serving as P.G.T/Lecturer (Hindi) was transferred vide order dated 6.8.2016 (Annexure P-2) from Govt. Senior Secondary School, Pabnawa, Pundri, district Kaithal to Govt. Senior Secondary School, Ladwa, district Kurukshetra. Counsel submits that in pursuance to such order the petitioner duly joined the place of transfer. Present petition has been filed assailing an order dated 10.8.2016 (Annexure P-3) qua the petitioner in terms of which the previous order of transfer dated 6.8.2016, has been canceled.

Contention raised by the counsel is that the impugned order of cancellation of transfer has been passed by wrongfully applying para 5 sub clause (vi) of the Teachers' Transfer Policy, 2016.

Counsel for the petitioner has been heard at length.

In the considered view of this Court in matters of transfer and in relation to any grievance which an employee has, the employer/competent authority is required to be approached in the first instance.

Accordingly, I deem it appropriate to dispose of the present petition by granting liberty to the petitioner to file a representation as regards his grievance. In the eventuality of any such representation being preferred, respondent no.2 would be obligated to consider the same and to take a final view/decision thereupon, within a period of 10 days from the date of the representation.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

29.08.2016
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Whether speaking/reasoned: Yes

Whether Reportable: No