

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-19126-2016

Date of Decision: September 15, 2016

Subash Chander and others

...Petitioners

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA**

Present: Ms. Anju Arora, Advocate,  
for the petitioners.

**RAJIV NARAIN RAINA, J.**

The petitioners, *inter alia*, are aggrieved by the list of employees eligible for transfer, prepared by the respondent-Department of School Education, Haryana, the relevant extract of which is annexed as Annexure P-12 with the writ petition.

The petitioners claims themselves to be differently-abled Primary Teachers and for this reason seeks indulgence for removal of their names from the said list. A representation, dated 11.8.2016 (Annexure P-14), in this regard was made by petitioner No. 11 to the authorities, which is stated to be pending with the decision-maker.

The present petition is disposed of with a direction to the competent authority to decide upon the grievance/representations of the petitioners by treating this petition as a supplementary representation within a period of 7 days from the date of receipt of certified copy of the order. The competent authority in making its decision would consider the law in **Shilpi Bose (Mrs.) v. State of Bihar**, AIR 1991 SC 532 and **Union of India and**

**others v. S.L. Abbas, 1995 (4) SCT 455.**

In the meantime, the petitioners shall not be relieved from the place of their present posting till re-examination of their cases.

**(RAJIV NARAIN RAINA)  
JUDGE**

**September 15, 2016**

P Kapoor

Whether Speaking/Reasoned:

YES / ~~NO~~

Whether Reportable:

~~YES~~ / NO