

**Sr. No. 112
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP No.19800 of 2016 (O&M)
Date of Decision: 23.09.2016**

Rajbala

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present:- Mr. S.K.Malik, Advocate,
for the petitioner.

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner who is serving as a JBT Teacher under the Haryana School Education Department has filed the instant petition being aggrieved of a transfer from Government Primary School, Santokhpura (10806), Baund Kalan, Bhiwani to Government Primary School, Badhra (10690) Badhra, Bhiwani.

During the course of arguments, counsel would concede that the petitioner has now been transferred after having served at the existing place of posting for a period of almost six years. He, however, submits that on humanitarian and equitable grounds, the grievance of the petitioner may be looked into as her husband is also a JBT Teacher and she has two minor children to look after. It is contended that even her husband has been transferred recently and on account of which a lot of inconvenience would be faced in the family life. It has further been contended that under the transfer policy formulated by the State Government itself, options were called for and yet none of the options submitted by the petitioner have been

entertained.

In the considered view of this Court terms and conditions contained in a transfer policy do not vest an enforceable right in an employee. These are matters which required to be agitated before the employer/respondent Department in the first instance.

Mr. Malik, learned counsel at this stage would pray for withdrawal of the petition with liberty to pursue the matter with the Director Elementary Education, Haryana/respondent No.4 in the light of a representation dated 19.09.2016 (Annexure P-3) that is stated to have already been filed.

Dismissed as withdrawn with liberty as prayed for.

23.09.2016

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

√
Yes/No

Whether Reportable

√
Yes/No