

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 20051 of 2016 (O&M)

Date of Decision: 26.09.2016.

Dharamvir

--Petitioner

Versus

State of Haryana and others

--Respondents

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

Present:- Mr. Sandeep Goyat, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J

Petitioner is serving as P.G.T./Lecturer (English) under the Haryana School Education Department. He is stated to be suffering from a 85% disability element.

Challenge in the instant petition is to the order dated 6.8.2016 (Annexure P-2), whereby he has been transferred from Government Senior Secondary School, Satrod Khurd, Block Hisar-I, District Hisar to Government Senior Secondary School, Shikarpur, Block Hisar-I, District Hisar.

The sole submission raised by the counsel is that while passing the transfer order the authorities concerned have not kept in mind the disability factor and the handicap that the petitioner is suffering from.

In the considered view of this Court, these are matters which require to be agitated before the employer/competent authority in the first instance.

Counsel for the petitioner, at this stage, prays for withdrawal of the petition with liberty to approach the respondent authorities as regards his grievance.

I find such prayer to be just and reasonable.

Present petition is, accordingly, disposed of in terms of granting liberty to the petitioner to approach competent authority/respondent no.1 as regards his grievance against the impugned transfer. Suffice it to observe that in case any representation is filed by the petitioner with regard to his grievance, respondent no.1 would be obligated to look into the same and thereafter take a view thereupon as he may deem fit and as warranted strictly in accordance with law.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

26.09.2016

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Whether speaking/reasoned: Yes

Whether Reportable: No