

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 20064 of 2016 (O&M)

Date of Decision: 26.09.2016.

Jagdish Parshad

--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, who is serving as P.G.T./Lecturer (Biology) under the Haryana School Education Department, has filed the instant petition assailing the order dated 6.8.2016 (Annexure P-2) in terms of which he has been transferred from Government Senior Secondary School, Hisar (Jhajpul), Block Hisar-I, District Hisar to Government High School, Bugana, Block Barwala, District Hisar.

Counsel would submit that the petitioner is suffering from a 70% physical disability element and while passing the impugned order of transfer such handicap has not been taken into account.

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 pursue the matter with respondent no.1 in the light of a representation dated 3.8.2016 (Annexure P-7) which is stated to have already been filed.

Prayer is allowed.

Writ petition is disposed of as withdrawn with the liberty, as prayed for.

Suffice it to observe that respondent no.1 would be obligated to consider the claim of the petitioner as put forth in the representation dated 3.8.2016 (Annexure P-7) and thereafter take a view on the same as he deems fit and as warranted 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