

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**CWP No. 21515 of 2016
Date of decision: 18.10.2016**

Ram Kishan

... Petitioner

Versus

State of Haryana & ors.

... Respondents

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

Present: Mr. Sandeep Thakan, Advocate
for the petitioner.

RAJIV NARAIN RAINA, J.(Oral)

This petition has been filed against the impugned order dated August 16, 2016 cancelling the transfer of the petitioner. It appears that there has been delay in approaching Court but having regard to the fact that the Principal of Government Senior Secondary School, Bhiwani (0396) Haryana, has certified that a post of Lecturer in Political Science is lying vacant in his school due to retirement of a teacher on September 30, 2016, there may be something tangible in favour of the petitioner from where his counsel submits that he may be adjusted in the school and not leave him to twiddle his toes in the office of the District Education Officer, Bhiwani, doing effectively nothing by way of teaching based on the circumstance of an existing vacancy in the school, code 0396. The petitioner has made a representation dated October 3, 2016 at Annex P-6 to the authorities to consider his request for posting him at this school so as not to keep him idling in the office of the District Education Officer, Bhiwani. Even earlier the petitioner had represented on August 19, 2016 expressing his grievance.

In view of the supervening events and in the light of the letter of the Principal dated October 3, 2016, the petitioner appears to have a case

for consideration by the competent authority in the Education Department and therefore, a direction is issued to respondent No.2 i.e. Director, Secondary Education, Haryana, Panchkula, to look into the request of the petitioner in the light of the letter dated October 3, 2016 and examine whether it is possible and feasible in public interest to post the petitioner there to teach Political Science, the incumbent teacher meanwhile having retired from service. Needless to say that if the request is accepted, a reasoned order would not be necessary, failing which the petitioner be informed of his rights in writing, duly conveyed within 7 days from the date of receipt of certified copy of this order.

With the above observations and directions, the petition stands disposed of.

(RAJIV NARAIN RAINA)
JUDGE

18.10.2016
monika

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>