

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-21694 of 2016

Date of decision: 19.10.2016

Munish Kumar Vashisht

..... Petitioner

Vs.

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Anish Batra, Advocate
for the petitioner.

ANUPINDER SINGH GREWAL,J.(ORAL)

The petitioner, who is working as a Trained Graduate Teacher (TGT), is seeking a direction to the respondents not to transfer him from the current place of posting.

Learned counsel for the petitioner contends that four teachers including the petitioner are posted at Government Senior Secondary School, Khairpur, District Sirsa and the other three have completed five years of stay at Government Senior Secondary School, Khairpur, District Sirsa and, therefore, they are liable to be transferred to some other place. In such an eventuality, the petitioner will be the only person who is required to be posted at Government Senior Secondary School, Khairpur, District Sirsa and hence he should not be transferred.

I have heard learned counsel for the petitioner.

It is apparent that the petitioner has not yet been transferred from Government Senior Secondary School, Khairpur, District Sirsa. The petition is pre-mature at this stage and based on hypothetical premise.

Learned counsel has not brought to my notice any provision in the transfer policy of the respondents that a teacher cannot be transferred before completion of five years at a particular school. The relevant clause in the transfer policy only stipulates that no teacher shall remain posted at the same school beyond a period of five years. Therefore, the petition is highly pre-mature at this stage and stands dismissed accordingly.

It shall, however, be open to the petitioner to approach this Court in case he is transferred in violation of the transfer policy.

(ANUPINDER SINGH GREWAL)
JUDGE

19.10.2016
smriti

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No