

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Date of decision: 22.10.2016

CWP No.22050 of 2016

Komal Rani

...Petitioner

Vs.

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

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

RAJIV NARAIN RAINA, J. (ORAL)

The petitioner, who is 80% physical handicapped lady, has approached this Court against threatened transfer to another school in implementation of the Teachers Transfer Policy - 2016. No transfer order has been passed as yet. The petitioner cannot be said to be aggrieved by any action taken by the Department. She has approached this Court on mere apprehension.

Consequently, the present writ petition is disposed of as premature.

Needless to say, if the case of the petitioner is under consideration for transfer, the competent authority would look into the grievance of the petitioner as set out in the representation (Annex P-6) and decide the same sympathetically so as not to cause any physical distress to the petitioner and that she continues as far as possible to reside at her native place to access the workplace. This Court has no doubt that the competent authority will look at the matter holistically and sympathetically and pay due

regard to the physical condition of the petitioner and take a just and appropriate decision in the matter keeping in view the observations made by this Court in CWP No.16119 of 2016 titled 'Pardeep Singh & others Vs. State of Haryana & others' decided on 09.09.2016.

[RAJIV NARAIN RAINA]
JUDGE

22.10.2016
Vimal

Whether speaking/reasoned: *Yes*

Whether Reportable: *No*