

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

**LPA No.1670 of 2016
Date of Decision: 02.09.2016**

Sudesh Kumari

..... Petitioner

Versus

State of Haryana and others

..... Respondents

**CORAM: HONBLE MR. JUSTICE SURYA KANT
HONBLE MR. JUSTICE SUDIP AHLUWALIA**

- | | |
|--|--------|
| 1. Whether speaking/reasoned? | Yes/No |
| 2. Whether reportable? | Yes/No |
| 3. Whether Reporters of local papers may be allowed to see the judgment? | Yes/No |
| 4. To be referred to the Reporters or not? | Yes/No |
| 5. Whether the judgment should be reported in the Digest? | Yes/No |

Present: Mr. Ferry Sofat, Advocate,
for the appellant.

SURYA KANT J. (ORAL)

1. This intra Court appeal is directed against the order dated 26.08.2016 whereby learned Single Judge has dismissed the appellant's writ petition in which she challenged her transfer from Government Industrial Training Institute (Women), Tohana, District Fatehbad to Government Industrial Training Institute (Women), Bahadurgarh.

2. Learned Single Judge has observed that transfer is an incidence of service and the appellant has served on the previous place of posting for over two years, therefore, nothing was wrong in the action of the authorities in transferring her from one place to another.

3. Learned counsel for the appellant asserts that extreme hardship has been caused to the appellant as the education of her school-going children would be affected. In our considered view, the mitigating

circumstances, if any, have to be considered or appreciated by the administrative authorities only, and not by this Court in exercise of judicial review.

4. We thus decline to interfere with the order of learned Single Judge but dispose of this appeal with liberty to the appellant to pursue the representation dated 19.08.2016, made by her. We have no reason to doubt that despite dismissal of her writ petition or this appeal, the authorities would consider the representation sympathetically.

(SURYA KANT)
JUDGE

02.09.2016

Bhumika

(SUDIP AHLUWALIA)
JUDGE