

In the High Court of Punjab and Haryana at Chandigarh

C.W.P. No. 17800 of 2016
Date of Decision: January 16, 2017

Raj Kumar

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. V.N. Sharma, Advocate,
for the petitioner.

Mr. Rajesh Gaur, Addl. A.G., Haryana.

P.B. Bajanthri, J. (Oral)

1. In the instant writ petition, the petitioner has sought for quashing order dated 27.07.2016 (Annexure P/7) by which the petitioner's claim for inter-district transfer from Yamuna Nagar to Fatehabad or Hisar or Sirsa under General Category has been rejected as he did not fulfill the requisite conditions.

2. Last date for submission of the applications was 15.09.2015. The petitioner submitted another application under physically handicapped category and he attached the Chronic Disease Certificate on 03.06.2016. Since the cut of date is 15.09.2015, the respondents are bound by cut of date for effecting transfers. Thus, the petitioner's claim for inter-district transfer from Yamuna Nagar to Fatehabad or Hisar or Sirsa not considered under physically handicapped category. Therefore, the petitioner has not made out a case so as to interference with the impugned communication.

3. Having regard to the facts and circumstances writ petition stands dismissed. Dismissal of this petition would not come in the way of the petitioner's claim for transfer under physically handicapped category during the ensuing year. If the petitioner submits proper application and fulfills the necessary conditions for the purpose of transfer from Yamuna Nagar to Fatehabad/Hisar/Sirsa, the concerned respondent is directed to consider his application in accordance with law.

January 16, 2017
vkd

[P.B. Bajanthri]
Judge

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No