

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

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CWP No.16775 of 2017 (O&M)

Date of Decision: July 31, 2017

Sukhbir Kaur

....Petitioner

vs.

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. N.P.S. Mann, Advocate for
for the petitioner.

TEJINDER SINGH DHINDSA, J. (Oral)

Petitioner, who is serving on the post of Senior Assistant (Accounts) under the Department of Rural Development and Panchayats, State of Punjab, is aggrieved of her transfer from Block Kharar, District S.A.S. Nagar, Mohali to Block Majri, District S.A.S. Nagar, Mohali. Counsel *inter alia* contends that the petitioner has been frequently transferred and in any case, the impugned transfer is just to accommodate private respondent No.5.

Counsel for the petitioner has been heard at length and the case paper book has been perused.

Orders of transfer would be open to challenge only if the same have been passed in violation of statutory provision or are vitiated by malafides.

Petitioner, on the strength of the pleadings on record, has not been able to establish any of the afore noticed parameters so as to warrant interference by this Court in exercise of its extraordinary writ jurisdiction.

Matters of transfer/posting are best left to the judgment of the employer.

Be that as it may, the appropriate authority is certainly obligated to keep in mind the transfer policies/guidelines, issued by the State Government itself while issuing transfer orders.

As such, while declining to interfere in the instant petition, liberty is granted to the petitioner to approach respondent No.2/Competent Authority as regards her grievance against the impugned transfer.

In the eventuality of any such representation is preferred, respondent No.2 would be obligated to consider the same in accordance with law.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

31.07.2017
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Whether speaking/reasoned : **Yes/No**
Whether reportable : **Yes/No**