

**CM No. 13033-CWP-2017 in/and
CWP No. 18301 of 2017**

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

**CM No. 13033-CWP-2017 in/and
CWP No. 18301 of 2017
Date of Decision: 14.09.2017**

Sandeep Kumar

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Shalender Mohan, Advocate,
for the applicant-petitioner.

AMOL RATTAN SINGH, J. (ORAL)

CM No. 13033-CWP-2017

By this application, the applicant-petitioner seeks advancement of the date fixed in the main petition, from 20.09.2017, and prays that it be disposed of in terms of the judgment/order dated 01.09.2017, passed in a large bunch of 108 cases, the lead case being CWP No. 17899 of 2017

Notice in the application.

On the asking of the Court, Mr. R.K. Doon, A.A.G., Haryana, accepts notice on behalf of non-applicants/respondents and submits that he has no objection to the same.

In view of the above, the application is allowed and the main case is taken up on Board today itself.

CWP No. 18301 of 2017

It is seen that the petitioner, who is working as a Conductor in the Haryana Roadways, was posted to Gurugram from Hisar, vide an order dated

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integrity of this document

05.09.2016 (Annexure P-1), and thereafter, vide an order dated 05.07.2017 (Annexure P-2), within a period of 10 months from the date of his earlier transfer, (shown to be on account of a longer stay), he has been posted back from Gurugram to Hisar. Thereafter, yet another order was issued on 10.08.2017 (Annexure P-3), by which the order transferring the petitioner from Gurugram to Hisar has been 'virtually cancelled' and he has been ordered to report back at Gurugram.

This Court having directed that orders cancelled soon after the issuance of the earlier orders would be covered by the “second set of employees” referred to in its aforesaid judgment dated 01.09.2017, the petitioner would now join at Gurugram, as directed, after which in the rationalization process to be carried out by the respondents, it would be determined as to whether he has completed the necessary tenure at Gurugram and has a longer stay there than any other Conductor and whether he therefore needs to be transferred out, or needs to be retained at Gurugram or not, as directed vide the aforesaid judgment and order.

The said exercise be carried out within a period of two months from the date of receipt of a certified copy of this order.

The petition is disposed of accordingly.

September 14, 2017
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No.