

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

**Civil Writ Petition No. 27174 of 2016 (O&M)
Date of Decision: 03.04.2017**

Bhushan Kumar

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Anil Rana, Advocate
for the petitioner.

Mr. Vaibhav Sharma, Deputy Advocate General, Punjab
for respondent Nos. 1 & 2/State.

Mr. Akshay Jain, Advocate
for respondent No. 3.

JASWANT SINGH, J. (ORAL)

Petitioner-Bhushan Kumar is working as Head Draftsman in the Water Supply & Sanitation Department, Punjab and was posted at Faridkot, when he was ordered, vide memo dated 06.12.2016 **(Annexure P-2)**, to be transferred and posted at Bathinda w.e.f. 01.01.2017 on retirement of the incumbent at Bathinda.

It was stated that the petitioner to retire on superannuation w.e.f. 30.04.2017 and was willing to forego his claim for seeking extension in service beyond the age of retirement provided he was permitted to continue at Bathinda.

This Court, while issuing notice of motion vide order dated 27.12.2016, had stayed the transfer order of the petitioner, as the required affidavit foregoing his claim for extension had been filed in Court.

At the time of hearing, it is agreed that the present petition would be rendered infructuous in case the petitioner is allowed to continue till 30.04.2017 at his place of posting at Bathinda to which the respondents-State as well as private respondent No. 3, through his counsel, have no objection.

In view of above, present petition stands dismissed as infructuous.

The petitioner would be permitted to retire gracefully w.e.f. 30.04.2017 from his place of posting at Bathinda, as also bound by his affidavit that he will not claim for extension in service.

April 03, 2017

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**(JASWANT SINGH)
JUDGE**

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No