

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

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**CWP No.28072 of 2017**

**Date of decision: 11.12.2017**

Kumari Ritu

....Petitioner

Versus

State of Haryana & others

...Respondents

**CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA**

Present: Mr.K.S.Banyana, Advocate, for the petitioner.

**G.S. SANDHAWALIA, J. (Oral)**

Petitioner seeks quashing of the transfer order dated 04.12.2017 (Annexure P-5), whereby she has been transferred while working as PGT/Lecturer (English) from Government Senior Secondary School, Chuaharpur Kalan (203), Block Chhachhrauli, District Yamunanagar, to Government Senior Secondary School, Aurangabad (174), Block Jagadhri, District Yamunanagar, against deemed vacancies. It is her grouse that she had preferred for various schools in Gurugram and the adjoining areas, since she is resident of Village Kapesara, Delhi (at Delhi Haryana Border, near Gurugram) in which preference status was confirmed on 29.07.2017 (Annexure P-1).

It is her pleaded case that she had made representation dated 29.09.2017 (Annexure P-3) against the transfer order dated 03.08.2017 (Annexure P-2) from Palwal to Chuaharpur Kalan, Distict Yamunanagar. Thereafter, she had again represented on 26.10.2017 (Annexure P-4) but she has, now, been transferred within District Yamunanagar, vide the impugned order. It is further submitted that the petitioner is on Child Care Leave and is facing difficulties, as such, as her husband is in service in Delhi. It has been averred that post at Government Senior Secondary School, Jacobpura (846), Gurugram, is lying vacant and furthermore, 60 more schools have been upgraded, as per the order dated 15.09.2017 (Annexure P-7), where she can be adjusted.

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Notice of motion.

Mr.Harish Rathee, Sr.DAG, Haryana accepts notice on behalf of the respondents. Copy of the paperbook has been supplied to him.

Keeping in view the fact that the issue is only regarding transfer and the petitioner has given some preferences which were confirmed and she has been transferred 250 kms away, the present writ petition is disposed of, with a direction to respondent No.2, to take into consideration representations dated 29.09.2017 (Annexure P-3) and 27.10.2017 (Annexure P-4), sympathetically. The vacancy position, as noticed above, shall also be taken into consideration and necessary orders be passed by 31.12.2017. In case the request cannot be acceded to, speaking order be passed and conveyed to the petitioner.

11.12.2017  
*Sailesh*

**(G.S. SANDHAWALIA)**  
**JUDGE**

|                                   |               |
|-----------------------------------|---------------|
| <i>Whether speaking/reasoned:</i> | <i>Yes/No</i> |
| <i>Whether Reportable:</i>        | <i>Yes/No</i> |