

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

**Civil Writ Petition No.29872 of 2017
Decided on : 22.12.2017**

Sunil Dutt

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present : Mr. Gautam Kaile, Advocate
for the petitioner.

G.S. Sandhawalia, J. (Oral)

The challenge in the present writ petition is to the order dated 10.11.2017 (Annexure P-7), whereby the representation of the petitioner was rejected and he continues to be posted at Government Industrial Training Institute, Ferozepur Zhirka against vacant post. The grouse of the petitioner at the initial stage had been that the transfer order dated 22.09.2016 (Annexure P-1) had been passed, whereby he had been transferred from Government Industrial Training Institute, Sonapat to Government Industrial Training Institute, Ferozepur Zhirka, and it had been shown that it was on his own request.

Resultantly, he made representation dated 26.09.2016 (Annexure P-2) to submit that he never made any such request, but the same has not been decided. Thereafter, he filed **CWP No.16991 of 2017 'Sunil Dutt Vs. State of Haryana and others'**, which was decided on 09.08.2017 (Annexure P-6) and directions were given to respondent No.2 to take a decision on his representation. Resultantly, the impugned order has been passed.

Respondent No.2 has now come to the conclusion that there was a mistake in the column and it was wrongly mentioned as 'on his own request' and the same be read as 'against vacant post' and he had been transferred in public interest. The public interest exigency has been noticed that the petitioner continued in District Sonapat for 8 years and due to which his transfer had been made.

It is not disputed that the petitioner being a Government servant is to serve the State and he cannot as such choose the place of posting. The petitioner's transfer is administrative exigency and no such fault can be found in the same. It is settled principle that this Court is not to interfere in the transfer orders in normal circumstances.

Accordingly, there is no merit in the present writ petition and the same is dismissed in limine.

DECEMBER 22, 2017
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No