

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

**CWP No.7546 of 2017 (O&M)
Date of decision : April 07, 2017**

Jagdish Lal

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Ms. Monika Tanwar, Advocate for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

The petitioner, who is working as Warder in District Jail, Kurukshetra has impugned the order dated 16.03.2017 endorsed on 23.03.2017 (Annexure P-2), vide which he has been transferred from Kurukshetra to Karnal.

Learned counsel for the petitioner contends that the petitioner has completed only two years and three months at Kurukshetra. The wife of the petitioner has already expired on 22.04.2016 at Kurukshetra and his only son is doing B.Tech in G.I.M.T., Kanipala in final year and degree will be completed in next six months. There is no other family member to take care of the son of the petitioner, who is fully dependent on the petitioner. It is also contended that the said transfer is pre-mature.

I am of the view that the transfer has been made on the Administrative Grounds. No malafides are alleged. Therefore, this Court cannot interfere in the transfer order. If the petitioner has some ground as pleaded before this Court, he can always make a representation to the competent authority, who after considering the facts and circumstances can decide the same.

The petitioner has also made representation dated 21.03.2017 (Annexure P-4) to the Director General/Prisons, Haryana, Panchkula.

This Court is no inclined to interfere in the transfer order dated dated 16.03.2017 endorsed on 23.03.2017 (Annexure P-2). However, the Director General/Prisons, Haryana, Panchkula, is directed to consider the grounds mentioned in the representation dated 21.03.2017 (Annexure P-4) and decide the same expeditiously in accordance with law without being influenced by the fact that the petitioner has approached this Court.

As such, the present petition is dismissed.

(KULDIP SINGH)
JUDGE

April 07, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No