

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

CWP No. 15920 of 2017 (O&M)

Date of decision: 13.08.2018

JAI PARKASH

...PETITIONER

VS.

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MS. JUSTIC RITU BAHRI

Present: Mr. Robin Lohan, Advocate for the petitioner.

Mr. Hitesh Pandit, Addl. AG, Punjab.

Mr. Birender Singh Rana, Sr. Advocate with
Ms. Jasleen Kaur, Advocate for respondent No. 3.

RITU BAHRI, J.(ORAL)

The petitioner is seeking quashing of the transfer order dated 13.07.2017 (Annexure P-3) whereby he has been transferred from Panihar Chak to Sadalpur Adampur Block, District Hisar.

The petitioner is relying upon Transfer Policy dated 07.04.1984, Annexure P-4.

While issuing notice vide order dated 21.07.17, operation of the impugned order was stayed and thereafter vide order dated 06.11.2017, interim order dated 21.07.2017 was vacated. While vacating stay, it has been observed that it is about 35 kms away from native village whereas petitioner was earlier at Panihar Chak which was 15-20 kms away and as per sub clause 5 of the policy dated 07.04.1989 Annexure P-4, a Gazetted Officer should not be posted in his home District except in 7 categories mentioned therein.

Keeping in view above facts, the interim order was vacated. Since the petitioner at present has been transferred to Sadalpur, which is merely 35 kms away, no interference in the impugned order is called for.

Dismissed.

August 13, 2018

Poonam (II)

(RITU BAHRI)
JUDGE

Whether speaking/reasoned: *Yes*

Whether reportable: *No*