

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

**CWP No.18291 of 2017
Date of decision: 17.12.2018**

Devender Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Shalender Mohan, Advocate,
for the petitioner.

Mr. Hitesh Pandit, Addl. A.G., Haryana.

Ritu Bahri, J.

Petitioner is seeking direction to the respondents to implement the transfer order dated 28.07.2017 (Annexure P-1) passed by respondent No.2, vide which, he (petitioner) has been transferred from Ambala to Hisar.

While issuing notice of motion in this case on 18.08.2017, operation of the impugned order dated 09.08.2017 (Annexure P-2) was stayed.

The petitioner has been posted in Ambala for the last five years and on his own request, he was transferred to Hisar vide order dated 28.07.2017 (Annexure P-1), where he joined on 03.08.2017. Thereafter, the petitioner was wrongly relieved vide order dated 09.08.2017 (Annexure P-2) on the ground that there was no other Conductor/Driver, who had more than two years stay and petitioner was sent back in violation of the instructions of respondent No.2 qua the transfer order.

Upon notice, reply on behalf of respondent Nos.1 to 4 has been filed. Along with the reply, they have placed on record copy of order dated

20.09.2017 (Annexure R-1), whereby the petitioner, Conductor No.237, was allowed to join his duty on 22.08.2017 and was allotted Conductor No.219, at Hisar. It is further stated that in the Commercial Officer's meeting of Transport Department held on 10.05.2018 under the Chairmanship of Additional Chief Secretary to Govt. of Haryana, it has been decided that new transfer policy has been finalized, which will be implemented soon.

In view of the said fact, no further direction is required to be issued in this petition.

Disposed of accordingly. However, the petitioner can avail the remedy by making appropriate application, if need be.

17.12.2018
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No