IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CWP No.19120 of 2018

Date of Decision:-08.10.2018

Sukhdarshan Singh.

.....Petitioner.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Pardeep Kumar, Advocate for the Petitioner.

Mrs. Anu Chatrath Kapoor, Additional Advocate General, Punjab.

***

JASWANT SINGH, J.(ORAL)

Petitioner is working as a Pharmacist and is due to retire on attaining the age of superannuation on 31.05.2019. He has challenged his transfer from Community Health Centre Bhikhi (Primary Health Centre, Khaila Kalan) Mansa to P.R.T.C., Jhankhela, Hoshiarpur vide order dated 30.07.2018 (**Annexure P-2**).

It is contended that the Petitioner is not willing to seek extension in service and, therefore, be permitted to remain at his previous place of posting in view of his nine months of retire.

Upon notice reply has been filed of which para nos.6, 7 & 8 of preliminary submissions reads as under:-

" That it is submitted that the total 19 Pharmacists along with petitioner wee working in Mansa District & drawing their

VINAY MAHAJAN
2018.10.09 14:53
I attest to the accuracy and
integrity of this document

salary against surplus/diminishing posts, were adjusted in other health institutions of other districts against regular posts because there was no post of Pharmacist vacant in Mansa District.

That after these adjustments till 150 posts of Pharmacists are laying vacant in other district i.e. Hoshiarpur, Jalandhar, Shaheed Bhagat Singh Nagar (Nawanshaher) etc. due to which state is facing difficulty to provide better health facilities to the public. In the District of Hoshiarpur, where petitioner is adjusted, about 35 posts of Pharmacists are still lying vacant.

That the petitioner in pursuance to adjustment order dated 30.07.2018 (Annexure P-2) have joined at PRTC, Jahan Khela, Hoshiarpur as Pharmacists against regular post on 07.08.2018. Thus, the preset petition has become infructuous."

In view of the aforesaid facts it was an adjustment not a general transfer due to administrative reasons in public interest, counsel for the petitioner prays for permission to withdraw the present petition.

Dismissed as withdrawn.

(JASWANT SINGH)
JUDGE

October 08, 2018
Vinay

Whether speaking/reasoned	***Yes/No***
Whether Reportable	***Yes/No***

VINAY MAHAJAN
2018.10.09 14:53
I attest to the accuracy and
integrity of this document