

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.20299 of 2018

Date of Decision:-09.10.2018

Randeep Kaur.

.....Petitioner.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Ms. Anu Bala Garg, Advocate for the Petitioner.

Mrs. Anu Chatrath Kapoor, Additional Advocate General,
Punjab assisted by Mr. Gurmukh Singh, Senior Assistant
Office of DPI (SE), Punjab.

JASWANT SINGH, J.(ORAL)

Petitioner is stated to have been recruited as Clerk with the Department of Secondary Education in the year 2006 and since then she remained posted at Chahal Kalan, Tehsil Batala, District Gurdaspur. Petitioner is stated to be a permanent resident of City Batala.

By filing the present writ petition she has laid challenge to her transfer from Chahal Kalan to Ghuman B & D in Tehsil Batala, District Gurdaspur which is stated to be 25 Kms away from her residence.

It was contended that the petitioner is unmarried and suffers from 50% disability in the left leg and, therefore, prayer was for sympathetic adjustment if possible.

Upon notice reply by way of affidavit of Mr. Rattan Singh,

Establishment Officer O/o Director Public Instructions (SE), Punjab has been filed on behalf of respondent nos.1 to 4.

It is stated that upon rationalization and streamlining the process it was felt that at least one Clerk was to be posted covering two high schools or one Secondary School. The relevant para 4 & 5 of the same reads as under:-

“ In view of the above mentioned circumstances, a rationalization policy was framed according to which the clerks working in High Schools were proposed to be adjusted at first place in BPEO offices and thereafter Senior Secondary Schools should be covered. If Clerks are still available, after meeting the above said requirement, they shall be posted in High Schools with the condition that one clerk would be given the charge of at least two High Schools, to cover the maximum schools possible. According to this Policy, a transparent procedure was adopted and choices of the Clerks were obtained by holding an open counselling on 7.8.2018 and 8.8.2018 in the premises of Punjab School Education Board at SAS Nagar. The widows, Cancer patients and handicapped persons were given priority to opt the feasible stations keeping in view their peculiar circumstances.

That in view of the above position the petitioner was also offered an opportunity to choose the place of posting of her own choice but the petitioner did not turn up. Later it was decided to allot the posting to such absentees at the Directorate Level. Then the petitioner was transfer from GHS Chahal Kalan Gurdaspur to Govt. Sen. Sec. School, Ghuman B.N.D. Gurdaspur within the district. Moreover, the petitioner has already joined of his new place of posting. Hence the transfer of the petitioner is justified and same is in public interest. ”

In view of the aforesaid averments as also the fact that the

no case for interference is made out.

Dismissed.

(JASWANT SINGH)
JUDGE

October 09, 2018
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>