

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

CWP No.20818 of 2018

Date of Decision:-22.10.2018

Ramanjeet Kaur.

.....Petitioner.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Gagan Pradeep Singh Bal, Advocate for the Petitioner.

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

JASWANT SINGH, J.(ORAL)

Petitioner is serving as a Principal with the Department of Secondary Education, Punjab. By filing the present petition she has challenged her transfer from GSSS Katra Karam Singh, Amritsar City to GSSS Sarangra beyond Lopoke, Amritsar vide order dated 14.08.2018.

Upon notice reply by way of affidavit of Special Secretary, Department of Education, Punjab on behalf of respondent nos.1 to 3 has been filed in Court. Para nos.2 & 3 of the reply reads as under:-

“ That it is respectfully submitted that as per report dated 7.9.2018 of D.E.O. (S.E.), Amritsar, the petitioner remained posted in Government Senior Secondary School Katra Karam Singh from 16.02.2010 to 14.08.2018 (8 years, 6 months). Complaints against the petitioner were received from one Smt. Kubir Kaur, Councillor, Ward No.61, Amritsar and Sh.

Mahesh Khanna, Councillor Ward No.60 regarding her bad attitude and behaviour towards students and parents, were received in the office of Secretary School Education and Education Minister, Punjab. In view of the above said complaints, the department vide its order dated 14.08.2018 transferred the petitioner from GSSS Katra Karam Singh, Amritsar to GSSSS Sarangra, Amritsar on the administrative grounds in public interest. (Copy of report dated 06.09.2018 and complaints are annexed herewith as Annexure R1, R2 and R3.

That in this regard, it is submitted that the petitioner is working in the Department of Education, Punjab on the post of principal which is state cadre post and thus the petitioner can be posted anywhere in the State. It is further submitted that the transfer is not a punishment. It is further submitted that posting is discretion of the employer and is not a right of an employee. ”

At the time of hearing, counsel for the State points out that apart from having remained for 08 years and 06 months at her previous place of posting, the petitioner has now been promoted as District Education Officer and further transferred from the school at Sarangra, Amritsar to Kapurthala.

In view of the petitioner having served for more than 08 years at previous place of posting no case for interference is made out.

Dismissed.

(JASWANT SINGH)
JUDGE

October 22, 2018
Vinay

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