

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

**Civil Writ Petition No. 22672 of 2018 (O&M)
Date of Decision: 07.09.2018**

Rakesh Kumar

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Sarabjit Singh Khaira, Advocate
for the petitioner.

JASWANT SINGH, J. (ORAL)

Petitioner (Rakesh Kumar) is serving as 'Superintendent Grade-II' with the Department of Rural Development and Panchayat, Punjab and has challenged the order dated 24.08.2018 (**Annexure P-4**), whereby he has been transferred from Panchayat Samiti, Kalanaur (Gurdaspur) to Panchayat Samiti, Dinanagar (Gurdaspur).

Counsel for the petitioner states that the aforesaid transfer order is unjust, as this is the fourth (4th) transfer of the petitioner within one year.

After hearing counsel for the petitioner, no ground for invoking the writ jurisdiction is made out.

To a pointed query, the petitioner, who is present in Court, states that right from his appointment as 'Clerk' with the Department since the year 1993, he has remained posted in District Gurdaspur. His transfer on 29.06.2017 from Kalanaur to Dinanagar was cancelled vide order dated 29.08.2017 (**Annexure P-2**) with fresh posting at Headquarter Chandigarh, which in turn was also cancelled vide order dated 03.11.2017

(Annexure P-3), transferring the petitioner back to Kalanaur. The petitioner also concedes that he has remained posted at Kalanaur since last five (05) years, and as per condition of service, liable to serve anywhere within the State of Punjab. The present transfer, thus, from Kalanaur has to be construed as first in view of the petitioner's last period of five (05) years.

At this stage, counsel for the petitioner prays for withdrawal of the present petition.

'Dismissed as withdrawn'.

September 07, 2018

'dk kamra'

**(JASWANT SINGH)
JUDGE**

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