

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

CWP-(PIL)-19-2018 (O&M)
Date of decision:- 31.10.2018

Rajesh Sharma

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present:- Mr. D.S. Nigha, Advocate,
for the petitioner.

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KRISHNA MURARI, C.J. (ORAL)

Petitioner claiming to be a public spirited person has approached this Court seeking a mandamus to command respondent No. 2 – Chairman-cum-Managing Director, Punjab State Power Corporation Limited to take immediate rectifying measures in consonance with the transfer policy and to transfer respondent No. 3 from his current place of posting and other deserving officials of the department be also given the opportunity. A further mandamus has been sought to command respondents No. 2, 4 and 5 to take stern action against the erring employees because of whom such blatant violation of the transfer policy is manifest in the department.

2. A bare reading of the prayers made in this petition quoted hereinabove makes intention of the petitioner absolutely clear. This is a private interest litigation filed by the petitioner either at the behest of somebody or to settle some past personal grudge against respondent No. 3 who is a Deputy Chief Engineer (Operation) in the Punjab State Power Corporation Limited, Circle Jalandhar. Apart from above, a

public interest litigation in respect of a service matter is not maintainable.

3. For the aforesaid twin reasons, we dismiss the Public Interest Litigation as not maintainable at the behest of the petitioner.

4. In order to discourage such frivolous litigations, cost of ₹ 10,000/- is imposed upon the petitioner which shall be deposited in Punjab and Haryana High Court Employees' Welfare Association within a period of one month from today and receipt thereof shall be produced before the Registrar General of this Court, failing which, the Registrar General shall notify the Collector of the concerned District to recover the said amount from the petitioner as arrears of land revenue and remit the same in Punjab and Haryana High Court Employees' Welfare Association.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

31.10.2018
Amodh

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