

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

LPA No.1799 of 2018 (O&M)
Date of Decision :22.11.2018

Dr. Chandrika Malik

.....Appellant

Versus

State of Haryana and others

..... Respondents

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

Present : Mr. Abhishek Sethi, Advocate for the appellant.

KRISHNA MURARI, CHIEF JUSTICE (Oral):

This is an *intra court* appeal under clause X of the Letters Patent against an order and judgment rendered by learned Single Judge dated 14.11.2018 vide which the writ petition preferred by the appellant against an order dated 12.11.2018, whereby her transfer from the post of Civil Surgeon, ESI Health Care, Karnal, to the post of Civil Surgeon, ESI Health Care, Faridabad, was cancelled, has since been dismissed.

Having argued the matter at some length, learned counsel for the appellant submits that even though the petition filed by the appellant has since been dismissed, but she still intends to move the respondents-authorities to re-consider her grievance and request to transfer her to Faridabad. For, that is the nearest station to her hometown, and since she is slated to retire from service on 30.09.2019. Other than that, it is urged that currently the appellant has also to deal with certain health issues. Thus, it is

urged that let this appeal be disposed of only with a direction to the respondents that in the event any such representation is made, the same shall be dealt with sympathetically and within a specified time.

Notice of motion to respondents No.1 and 2 only.

Mr. Deepak Balyan, Addl. Advocate General, Haryana, accepts notice on behalf of respondents No.1 and 2. He submits that the department shall look into the grievance of the appellant, the difficulties she is faced with, and in the event she moves any representation the same shall be considered and disposed of within three weeks from its receipt, passing, appropriate order in accordance with law.

In the wake of the above and without examining the order assailed in this appeal on merits, we dispose of this appeal in the terms, indicated above. This Court is sanguine that the authorities shall examine the representation of the appellant in the right earnest and without being influenced by the observation recorded by the learned Single Judge in the impugned order, and appropriate order shall be passed in accordance with law after affording an opportunity of hearing to all the stakeholders.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

22.11.2018

Manoj Bhutani/Parkash

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