

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

LPA No.1252 of 2019(O&M)

Date of decision: 05.07.2019

Amar Singh

... Appellant

Versus

Union of India and another

... Respondents

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

Present: Mr. K.S. Godara, Advocate, for the appellant.

KRISHNA MURARI, C.J. (Oral)

This intra-court appeal under Clause X of the Letters Patent is directed against the order dated 04.04.2019 passed by the learned Single Judge dismissing the writ petition filed by the appellant challenging his order of transfer.

Admittedly, the appellant-petitioner has been serving at Hisar since July, 2014, and after 05 years vide impugned order he has been transferred to Suratgarh (Rajasthan). There is no dispute about the facts that the post held by the petitioner is transferrable and the transfer being an incident of service the scope of interference is very limited.

Learned counsel for the appellant-petitioner urged that he has been transferred to Suratgarh (Rajasthan) in violation of the periodical transfer policy. The transfer policy has no statutory force and the argument of the learned counsel for the appellant that he cannot be transferred on periodical basis is without any substance and force. Once when the service is transferable and transfer being an incident of service, it is for the employer

to take a decision as to where the service of the employee can be best utilized.

In the wake of the above facts and discussion, we do not find any infirmity in the judgment of the learned Single Judge dismissing the writ petition. The appeal is devoid of merit and accordingly stands dismissed.

(Krishna Murari)
Chief Justice

(Arun Palli)
Judge

05.07.2019
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO