

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP No.19799 of 2019

Date of Decision: July 22, 2019

Kiran Rani

Petitioner(s)

versus

State of Punjab and others

Respondent(s)

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. B.S. Ichhewal, Advocate for the petitioner(s)

ARUN MONGA, J (Oral)

Inter alia, contends that the petitioner being a widow has not been accorded the benefit of Policy instructions dated 23.04.2018 (Annexure P-2), which envisages that three convenient options are to be given in the case of unmarried girls and widows and in violation, she transferred from Nabha to Mansa.

2. Learned counsel for the petitioner submits that inadvertently he has not pleaded this fact in the petition but on instructions states that petitioner was not given any choice before being transferred vide impugned order dated 12.07.2019 (Annexure P-1). He further contends that even otherwise the petitioner has less than two years service left as she attains the age of superannuation on 30.06.2021 and ought to have been given the benefit of last leg posting before her retirement.

3. The petitioner caused issuance of a representation dated 15.07.2019 (Annexure P-3), but the same has not been adverted to till date by the respondents.

4. Notice of motion.

5. On advance service of copy of the petition, Ms. Anu Chatrath, Senior Advocate assisted by Ms. Ambika Bedi, Assistant Advocate General, Punjab, appears on behalf of respondents.

6. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

7. Transfers being matter of administration exigencies, this Court generally refrains from interfering in the same.

8. Without commenting on the merits, present petition is disposed of with a direction to the respondents to objectively consider the representation dated 15.07.2019 (Annexure P-3) and also by keeping in view the averments stated in this petition by treating it as a supplementary representation and pass a appropriate order, in accordance with law. Let the needful be done within a period of three weeks from the date of receipt of certified copy of this order.

9. In the parting, it would be appreciable if the respondents may take sympathetic view in the matter keeping in view the Policy guidelines dated 23.04.2018 (Annexure P-2).

10. Disposed of in above terms.

July 22, 2019
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[ARUN MONGA]
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No