

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

CWP-21239-2019 (O&M)
Date of Decision: 29.08.2019

Sunil Verma

... Petitioner

Versus

Union of India and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Vivek Salathia, Advocate, for the petitioner.

ARUN MONGA, J.(ORAL)

Impugned herein is transfer order dated 02.08.2019 (Annexure P-5), whereby, the petitioner has been transferred from Chandigarh to Chattisgarh. It is stated that the transfer order has been passed in contravention of the provisions of Standing Order 3/2016 (Annexure P-2) which governs the transfer of ministerial staff in respondent department.

2. Contents of the writ petition have been perused.
3. Transfer being matter of administrative exigencies, this Court generally interferes, if at all, very cautiously. Transfer is not a punishment but an essential aspect of service, particularly, on a transferable post.
4. In my opinion, in the present case, the impugned transfer order dated 02.08.2019 (Annexure P-5) does not call for any interference from this Court in exercise of its extraordinary writ jurisdiction vested under Article 226 of Constitution of India.
5. Faced with the situation, learned counsel for the petitioner has pointed out that the representation (Annexure P-6) filed by the petitioner against the impugned transfer order is still pending and the petitioner will

pursue his remedy before the authorities below.

6. In the premise, writ petition is disposed of with observation that the respondents may sympathetically consider the averments made in the representation and pass appropriate orders as it deems fit.

29.08.2019

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(ARUN MONGA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No