

Sr. No.110

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

**CWP No.21571 of 2019 (O&M)
Date of Decision: 17.08.2019**

Dharminder Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Jatinder Singh Gill, Advocate,
for the petitioner.

ARUN MONGA, J.(ORAL)

Impugned herein is an order dated 31.07.2019 (Annexure P-6), vide which earlier transfer order dated 12.07.2019 (Annexure P-2) has been cancelled and the petitioner has been transferred back to Bist Doab Circle, Jalandhar.

2. Heard and 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 order dated 31.07.2019 (Annexure P-6) 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. Petition is, accordingly, dismissed.

6. However, dismissal of the writ petition shall not preclude

the petitioner from pursuing his cause with the respondents by filing appropriate application/representation to make out a case on compassionate grounds, as has been contended by the learned counsel for the petitioner in course of the arguments that it was pursuant to the request of the petitioner that he was posted to Amritsar, so as to enable him to look after his ailing widowed mother and two minor children who are staying in his home town i.e. Gurdaspur, which is only 60 kms away from Amritsar, as against the current transferred place of posting at Nurmahal Section under Jalandhar Division, which is stated to be about 175 kms.

17.08.2019
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No