

(124) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.27616 of 2019

Date of decision: 13.11.2019

Shalini ...Petitioner

Versus

State of Haryana and Ors. ... Respondents

Before: Hon'ble Mr. Justice B.S. Walia.

Present: Mr. Jabir Mor, Advocate for the petitioner.
Mr. Harish Rathee, Sr. DAG, Haryana.

B.S. WALIA, J. (ORAL)

[1] Prayer in the writ petition is for the issuance of a writ of mandamus for directing the respondents to cancel and modify the transfer of the petitioner as made vide order Annexure P-10, dated 22.08.2019 from Govt. Girls Sr. Sec. School, Nathusari Kalan, Distt. Sirsa to Govt. Sr. Sec. School, Badhauri, Block Naraingarh, Distt. Ambala and to transfer/adjust the petitioner against clear vacancy available at the station/places of choices as given by the petitioner in District Panchkula while participating in the transfer drive, 2019 on account of the claim of the petitioner being that of couple case and in view of family circumstances.

[2] Learned counsel contends that in derogation of the criteria formulated by the respondents for transfer, persons with lower score than the petitioner have been transferred to places of their choice on a representation made by them subsequent to the transfer drive. Learned counsel states that petitioner has also submitted a representation, Annexure P-13 dated

writ petition is disposed of at this stage by granting liberty to the petitioner to file a comprehensive representation with a direction being issued to respondent No.2 to consider and decide the representation on receipt in a time bound manner.

[3] Mr. Harish Rathee, Sr. DAG, Haryana states that he has no objection to the innocuous prayer made by learned counsel for the petitioner.

[4] Without commenting on the merits of the claim or the entitlement of the petitioner to the relief claimed, the writ petition is disposed of by granting liberty to the petitioner to file a fresh comprehensive representation. In case of receipt of representation, respondent No.2 shall consider and decide the same in accordance with law within four weeks from the date of receipt of representation along with certified copy of this order.

13.11.2019
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(B.S. Walia)
Judge

1. Whether speaking/reasoned : Yes/No.
2. Whether reportable : Yes/No.