

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

CWP No.36840 of 2019
Date of decision: 19.12.2019

Karmvir Singh

... Petitioner

Versus

State of Haryana and Ors.

.... Respondents

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

Present: Mr. Saurabh Dalal, Advocate for the petitioner.

B.S. WALIA, J. (Oral)

[1] Challenge is to the transfer order, Annexure P-1 dated 14.12.2019 whereby the petitioner who claims to be 60% physically handicapped has been transferred from Rohtak to Bhiwani.

[2] Grievance of the petitioner is that the transfer is in violation of the transfer policy and that on account of being 60% handicapped, the petitioner cannot be transferred away from his home station.

[3] Learned counsel for the petitioner states that the petitioner would be satisfied if the petitioner is permitted to make a representation to respondent No.2 and directions being issued to respondent No.2 to consider and decide the representation on receipt in accordance with law in a time bound manner.

[4] Notice of motion.

[5] Mr. Harish Rathee, Sr. DAG, Haryana accepts notice and states that he has no objection to the limited 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 submit a representation to respondent No.2 within three days from today. In case of receipt of representation, respondent No.2 shall consider and decide the same in accordance with law within one week thereafter. Till such time that decision is taken on the representation in case of submission of the same within the stipulated period of time, the petitioner shall be allowed to continue at his present place of posting. However, further continuance at the present place of posting or elsewhere would be subject to the outcome of the decision to be taken by respondent No.2.

(B.S. Walia)
Judge

19.12.2019
amit

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