

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 264 of 2020

Date of decision:-09.01.2020

Dharambir Singh

.....Petitioner

vs.

State of Haryana and others

....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr. Mukesh Yadav, Advocate
for the petitioner.

RITU BAHRI, J.(Oral)

By this petition, the petitioner is seeking direction to the respondents not to transfer him vide letter dated 31.12.2019 (Annexure P-1) and not to relieve him from Mahendergarh to Bhiwani.

The case of the petitioner is that he was transferred from Mahendergarh to Bhiwani vide order dated 31.12.2019 (Annexure P-1) before completion of 05 years as per the condition of policy dated 19.07.2018 (Annexure P-2) and without assigning any reason as well.

Learned counsel for the State has not been able to dispute that the petitioner was posted in Mahendergarh for the last 2 and ½ years and even respondent No. 5 who has been transferred from Bhiwani, has not completed 05 years. Even the transfer of respondent No. 5 is also not on his request.

It is not the case of the respondents that any complaint is found pending against the petitioner so as to make administrative ground to transfer him before completion of 05 years.

Keeping in view above facts, transfer order dated 31.12.2019 (Annexure P-1) qua the petitioner and respondent No. 5 is against the

transfer policy dated 19.07.2018 (Annexure P-2).

Hence, this petition is allowed and order dated 31.12.2019 (Annexure P-1) qua the petitioner as well as respondent No. 5 is set aside.

09.01.2020
Divyanshi

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No