

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-974-2020

Date of decision: 17.01.2020

Karan Singh

...Petitioner(s)

V/s.

State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. Shamsher Singh, Advocate for
Mr. Neeraj Sheroan, Advocate
for the petitioner.

Mr. Kiran Pal Singh, AAG, Haryana.

RITU BAHRI, J. (Oral).

By this petition, the petitioner is seeking direction to set aside the order No. 5/236-2019 HRG-I(1)1 dated 30.12.2019/02.01.2020 (Annexure P-4).

Learned counsel for the State on instructions from Ms. Indra Beniwal, Deputy Director, office of Director General Secondary Education, Panchkula, Haryana, has informed that transfer made during the period 08.09.2016 to 18.09.2019 has not been made basis for suspension of the petitioner. The basis for suspension of the petitioner is that the recommendation was made by the petitioner on 14.11.2019 for transfer on deputation basis to some employees and this was against the instructions dated 18.07.2019. As per these instructions, temporary transfer or short term transfer will be made with the prior approval of Hon'ble Chief Minister. The petitioner has flouted these instructions. Hence, he has been suspended vide order dated 30.12.2019/02.01.2020 (Annexure P-4).

Further, vide letter dated 19.12.2019, directions have been given to cancel all the existing approved cases of deputation as well as transfers in relaxation of Teachers Transfer Policy.

Since the order of suspension is not the punishment and petitioner is required to give reply justifying the approval for transfer made on deputation basis, no case to interfere in the order dated 30.12.2019 /02.01.2020 (Annexure P-4) is made out.

Writ petition is dismissed.

(RITU BAHRI)
JUDGE

17.01.2020
Divyanshi

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