

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

CWP-3335-2020

Date of decision: 07.02.2020

Birender Singh Hooda @ Virender Hooda

...Petitioner(s)

V/s.

State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. K.S.Brar, Advocate
for the petitioner.

Mr. Vivek Singla, Advocate
for the caveator.

RITU BAHRI, J. (Oral).

By this petition, the petitioner is challenging order dated 28.01.2020 whereby he has been transferred from the post of District Horticulture Officer Jind to Subject Matter Specialist (CEV) Garaunda, Karnal.

The petitioner is due to retire on 30.09.2021. Initially he was transferred on 13.12.2019 from Jind to Karnal (Annexure P-1). However on his request, this transfer order was cancelled vide order dated 15.12.2019 (Annexure P-2). Now vide order dated 28.01.2020 (Annexure P-3), he has again been transferred from Jind to Karnal. Learned counsel for the petitioner states that there is neither complaint nor administrative ground to transfer him before his retirement.

Learned counsel for the caveator says that caveator has been transferred from Rohtak to Jind vide order dated 28.01.2020 (Annexure P-

3). On a specific query put to him, he states that caveator has been posted in Rohtak for past one and half year. Hence, transfer of both the petitioner and caveator is before three years at their respective place of posting.

Keeping in view that petitioner is due to retire on 30.09.2021 and he has not completed 3 years in Jind, transfer order dated 28.01.2020 (Annexure P-3) is liable to be modified qua the petitioner.

Writ petition is allowed and the transfer order dated 28.01.2020 (Annexure P-3) is being modified that the petitioner will continue to be posted in Jind till his date of superannuation i.e. 30.09.2021 and caveator can be adjusted at Karnal after passing appropriate order.

(RITU BAHRI)
JUDGE

07.02.2020

Divyanshi

Whether speaking/reasoned
Whether reportable

:
:

Yes/No
Yes/No