

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

Through Video Conferencing

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CWP-13444-2020

Date of Decision : September 03, 2020

SURENDER

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondent

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present : Mr. Himanshu Malik, Advocate for the petitioner.
Mr. Sumeet Gupta, Addl. A.G., Haryana.

NIRMALJIT KAUR, J. (Oral)

The prayer in the present writ petition is for quashing the impugned transfer order dated 14.8.2020 (Annexure P-7) transferring the petitioner from Government Senior Secondary School, Karontha (2760), Rohtak, District Rohtak to Government Senior Secondary School, Faridabad (NIT No.1, Tikona Park) 971), District Faridabad being illegal, arbitrary, void and also being violative of the transfer policy dated 6.3.2020 (Annexure P-4) with a further prayer for staying the operation of the impugned transfer order dated 14.8.2020 (P-7) and for issuance of directions to the respondent to allow the petitioner to continue on his previous place of posting i.e. Government Senior Secondary School, Karontha (2760), Rohtak.

It is not disputed that as per Clause 6(vi) of the Transfer Policy dated 13.2.2020, an aggrieved person can be represent with the Department within 15 days from the issuance of the such order. Admittedly, the petitioner has also filed a representation dated 16.8.2020 (Annexure P-8).

In view of the same, the present petition is disposed of with a directions to the respondents to decide the representation in accordance with the prevalent policy by taking into account the amendments which have been made in the policy vide letter dated 7.8.2020 by taking into account the vacancies available at the place the petitioner is seeking his posting.

Needful be done within one month of the receipt of the certified copy of this order. In case, the said order is found to be adverse against the petitioner, he is at liberty to challenge the same in accordance with law.

September 03, 2020
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(NIRMALJIT KAUR)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No