

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**CWP No. 14283-2020****Date of Decision: 14.09.2020****VIKASH****..... Petitioner****Vs.****STATE OF HARYANA AND OTHERS****..... Respondents****CORAM:- HON'BLE MR. JUSTICE SANT PARKASH**

Present: Mr. Sandeep Singh Sangwan, Advocate for the petitioner.

Mr. Sumit Gupta, Addl. A.G. Haryana

SANT PARKASH,J.

The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual Court.

The present writ petition has been filed under Article 226/227 of the Constitution of India with the prayer for issuance of a writ in the nature of certiorari for quashing transfer order dated 14.08.2020 (Annexure P.5), transferring the petitioner from Government High School, Dhanii Bhakra, Block Siwani, District Bhiwani to District Education Office, Fatehabad, in violation of transfer policy dated 06.03.2020 (Annexure P.2). Prayer has also been made for staying the operation of the aforesaid impugned order, as also for issuing direction of respondents to allow the petitioner to continue on his previous place of posting.

Inter alia, it is contended that the transfer of the petitioner from Government High School, Dhani Bhakra, District Bhiwani is violative of online transfer policy. It is further contended that the new place of posting of the

petitioner is about 170 km away from the place of his residence and furthermore there is no direct bus service, as a result of which, the transfer to a distant place would be prejudicial to his interest. Besides, he has two unmarried sisters living along with him.

At the time of hearing, learned counsel for the petitioner has prayed that this present petition be treated as representation and direction be given to respondents to decide the same in terms of the policy dated 13.02.2020.

Learned State counsel has undertaken that an appropriate decision, in accordance with the guidelines of the policy will be taken on the representation within two weeks from the date of receipt of the copy of this order.

Accordingly, the instant petition stands disposed of with a direction to competent authority of the respondents to take appropriate decision, treating the present petition as representation, in accordance with law, within a period of two weeks from the date of receipt of the order by passing a speaking and reasoned order.

September 14, 2020
pry

(SANT PARKASH)
JUDGE

Whether speaking/non speaking:	Yes/No
Whether reportable/non reportable	Yes/No