

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-14350-2020

Date of Decision:-14.09.2020.

Dr. Ramesh Chand

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Ashok Kaushik, Advocate for the petitioner.

Mr. Rajesh Gaur, Additional A.G., Haryana and
Mr. Minderjeet Yadav, DAG, Haryana.

SANJAY KUMAR, J. (Oral)

The prayer of the petitioner, a Veterinary Surgeon, is to quash the action of the authorities in undertaking online transfers without giving an opportunity to employees who did not complete 3 years at their place of posting and in not treating as vacant, posts which have been filled by way of temporary transfers/postings. He seeks a further direction to the authorities to mention a condition in the transfer policy to treat a post as vacant if it is occupied by an employee who is on temporary transfer/posting.

Reliance is placed by the petitioner upon the online transfer policy dated 13.02.2020 (Annexure P-2) issued by the Chief Secretary to the

Government of Haryana and also the letter dated 27.11.2019 (Annexure P-1) addressed by the Chief Secretary to Government of Haryana to all Heads of Departments.

While so, Mr. Rajesh Gaur, learned Additional Advocate General, Haryana, would inform this Court that the aforestated documents have no application to Veterinary Surgeons and that the policy is yet to be notified insofar as they are concerned. He produced a copy of the letter dated 11.09.2020 addressed by the Deputy Director, Animal Husbandry, speaking for and on behalf of the Director General, Animal Husbandry & Dairying, Haryana, Panchkula, to the office of the learned Advocate General, Haryana, wherein he stated that this writ petition is premature as the transfer policy for Veterinary Surgeons has neither been notified nor been implemented.

In the light of this clear statement made by the Director General, Animal Husbandry & Dairying, Haryana, Panchkula, which is taken on record, this writ petition does not merit consideration and is accordingly dismissed as premature.

No order as to costs.

(SANJAY KUMAR)
JUDGE

September 14, 2020.
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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.