

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

109)

CWP no.14501 of 2020

Date of Decision: 16.09.2020

Balraj

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Jawahar Lal Goyal, Advocate, for the petitioner.

Amol Rattan Singh, J. (Oral)

All the cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

By this petition filed under the provisions of Article 226/227 of the Constitution of India, the petitioner seeks issuance of a writ in the nature of mandamus, directing the respondents to allot/transfer the petitioner to his home district, i.e. District Sonapat, as posts are lying vacant in that District, with the petitioner to be posted to District Sonapat after losing his seniority.

The contention is that persons who have joined after his appointment, have already been transferred vide an order dated 01.04.2016 (Annexure P-5).

Learned counsel for the petitioner submits that in respect of the petitioners' grievance for transfer to his home district, in terms of the policy Annexure P-3, he is stated to have got issued a legal notice dated 27.07.2020 (copy Annexure P-9), to the respondents.

That being so, without making any comment whatsoever

whether the petitioner can or cannot be transfer to his home district, which would naturally be as per the policy, this petition is disposed of with a direction to the competent authority amongst the respondents, to take a decision on the aforesaid legal notice by passing a detailed speaking order, within a period of three months from the date of receipt of a certified copy of this order.

If a completely detailed speaking order has already been passed by the competent authority, then only a short order would need to be passed, annexing therewith the detailed order already passed (if any).

16.09.2020
vcgarg

(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes
Whether reportable: No