

114

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

CWP-19168-2020
Date of Order: 11.11.2020

ANIL SACHDEVA

...Petitioner

VERSUS

STATE OF HARYANA AND ORS

...Respondents

CORM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU.

Present: Mr. S.K. Malik, Advocate for petitioner.

MAHABIR SINGH SINDHU, J.

Present writ petition has been filed under Articles 226/227 of the Constitution of India for quashing order dated 03.11.2020 (P-6) vide which, petitioner has been transferred/adjusted in the Office of District Education Officer, Narnaul on the post of Statistical Assistant despite the fact that petitioner recently suffered paralytic attack in his right side and is under treatment; his wife got expired recently in 2018 due to cancer and petitioner has only minor daughter of 14 years and the petitioner repeatedly submitted applications to respondent no.2 to adjust him at DIET Hussanipur District Rewari against vacant post of Statistical Assistant; further for directing the respondents to withdraw the order dated 03.11.2020 (P-6) and to adjust/transfer the petitioner at DIET Hussanipur Rewari; and further for issuing direction to respondents to consider and decide the representation dated 06.11.2020 (P-7) lying pending with respondent no.2 for adjusting him at DIET Hussanipur, Rewari against vacant post of Statistical Assistant considering his family and health problems.

At the outset, instead of pressing the petition on merits, learned counsel for petitioner submits that he would be satisfied in case, his representation dated 06.11.2020 (P-7) is decided by competent authority on some early date.

Prayer seems to be justified.

Notice of motion.

Mr. P.P. Chahar, DAG, Haryana accepts notice on behalf of respondents. Learned State counsel is not averse to the innocuous prayer made by petitioner.

In view of the agreed stand taken by both sides, but without going into the merits of the case; this Court deems it appropriate to dispose off present writ petition with a direction to respondent No.2, Director, Secondary Education Haryana, Shiksha Sadan, Sector-5, Panchkula to consider and decide the representation dated 06.11.2020 (P-7), if the same is pending, by passing a speaking order in accordance with law, expeditiously, but not later than two weeks from today.

Ordered accordingly.

Needless to say that if some adverse decision is taken against petitioner, he would be at liberty to take recourse to the remedy available under law.

11 November, 2020
rajender

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No