

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**CWP-19188-2020****(Heard through VC)****Date of decision:12.11.2020****Divya and another****....Petitioners****V/s.****State of Haryana and others****.....Respondents****CORAM: HON'BLE MS. JUSTICE RITU BAHRI.**

Present: Mr. Kulwinder Singh, Advocate
for the petitioners.

Mr. Hitesh Pandit, Addl.A.G., Haryana.

Ritu Bahri, J. (Oral)

By this petition, the petitioners are seeking direction to respondents No. 1 to 3 to restrain them from initiating/completing the transfer of teachers of various categories as per the schedule chalked out in letter dated 05.11.2020 (Annexure P-2) against the Teachers Transfer Policy, 2016.

The brief facts of the case are that the petitioners are the students of class 12 and they are studying in Government Senior Secondary School, Nilokheri, Karnal. Their grievance is that they are studying in class 12 which is the most important year of the education in the school and their study is likely to suffer because of transfer drive dated 05.11.2020 (Anenxure P-2) since the teachers who are teaching them, will be transferred. They are seeking direction that the respondents should transfer the teachers in March/May as was done earlier.

Learned counsel for the State has vehemently opposed the petition on the ground that petitioners have no cause of action to challenge

the transfer drive dated 05.11.2020 (Annexure P-2). The transfer policy has been set up for upcoming transfer and the teachers have to submit their station choice on MIS portal and thereafter this exercise is to be completed during the pendency of COVID 19 situation. The transfer drive is to be carried out in November, 2020. Even if the teachers of the school are transferred then competent teachers will join their duties and students are not going to suffer in any way.

Heard learned counsel for the parties.

The petitioners are students of class 12. They can also take online help from their teachers and cannot have grievance of transfer policy dated 05.11.2020 (Annexure P-2) because the competent teachers will join in place of their teachers.

With these observations, writ petition is dismissed.

12.11.2020**Divyanshi****RITU BAHRI
(JUDGE)****Whether speaking/reasoned:****Yes/No****Whether reportable:****Yes/No**