

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

**CWP-20920-2020(O&M)
Date of Decision: 07.12.2020**

Suman Yadov

..... Petitioner

versus

State of Haryana and others

..... Respondents

**CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Sandeep Thakan, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J. (ORAL)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

As per pleadings on record petitioner was engaged on contractual basis as Centre Administrator under the Department of Women and Child Development, State of Haryana.

Instant petition has been filed assailing the order dated 23.11.2020 (Annexure P-3) where by she has been transferred from Rewari to Jhajjar.

Counsel would argue that petitioner was engaged through an outsourcing agency and being a contractual employee she cannot be transferred to any other place of posting. Heavy reliance is placed upon a notice of motion order dated 24.11.2020 (Annexure P-4) passed by the

Coordinate Bench in Satpal Singh Verma vs. State of Haryana and

another (CWP-19943-2020) and in which transfer of the petitioner therein had been directed to be kept in abeyance.

Having heard counsel at length and having perused the pleadings on record this Court does not find any infirmity in the impugned transfer order at Annexure P-3.

The advertisement in pursuance of which the petitioner had applied for the post is placed on record at Annexure P-1. The appointment order dated 15.11.2017 is at Annexure P-2. Under the advertisement as also in the appointment letter there is no condition stipulating the bar as regards transfer.

In the order relied upon dated 24.11.2020 passed by the Coordinate Bench in CWP-19943-2020 (Annexure P-4) it had been taken specific note of that one of the terms of the appointment order of the petitioner therein was that such appointment is non-transferable and non-interchangeable. Facts of the case as such are completely distinguishable.

Counsel has not been able to advert to any other instructions/statutory provision which has been violated on account of issuance of the impugned transfer order dated 23.11.2020 (Annexure P-3).

No merit.

Petition dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

07.12. 2020
sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No