

CWP-581-2020

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

CWP-581-2020 (O & M)

Date of decision:07.10.2020

Subhash Chander

...Petitioner

Versus

Life Insurance Corporation of India and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Ms. Anu Chatrath Kapur, Sr. Advocate with
Mr. Nishant Maini, Advocate,
for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

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Allowed as prayed for. Annexures P-14 and P-15 are taken on
record, subject to all just exceptions.

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This is an application under Section 151 CPC for early hearing
of the main writ petition which is fixed for 23.11.2020, and to dispose of
the same with a direction to the respondents to re-consider the order dated
30.06.2020 (Annexure P-14) in view of his family circumstances and to
transfer the petitioner to any Branch Office at Amritsar.

Learned senior counsel for the applicant-petitioner contends
that the applicant has been transferred to Abohar without taking into
consideration that his wife is suffering from Cancer and his old aged father

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is a paralytic.

Heard.

Notice has not been issued in the main writ petition yet.

For the reasons given in the application, hearing in the main writ petition is preponed from 23.11.2020 to that of today and the same is taken up on Board for final disposal.

Disposed of.

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The present writ petition has been filed under Articles 226 and 227 of the Constitution for quashing the order dated 07.08.2019 (Annexure P-13) whereby the petitioner was transferred from Career Agents Branch, Amritsar, to Abohar, and the order dated 08.08.2019 (Annexure P-4) whereby he was relieved without supplying him the copy of order dated 07.08.2019.

At the outset, learned senior counsel for the petitioner submits that vide order dated 30.06.2020 (Annexure P-14), the petitioner had been transferred from Abohar to Zira by mentioning the reason as 'request transfer', whereas he had never made such a request as his family is residing at Amritsar and his wife is suffering from Cancer. Above all, his old aged father is suffering from paralysis.

Learned senior counsel further submits that the petitioner has made a request to the Branch Manager, LIC, Zira, vide letter dated 18.09.2020 (Annexure P-15), to consider his transfer from Zira to Amritsar.

At this stage, learned senior counsel for the petitioner submits that the petitioner will be satisfied, if a direction is issued to the competent

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authority to consider his request as made vide letter dated 18.09.2020 (Annexure P-15).

In view of the prayer made by the learned senior counsel for the petitioner during the course of hearing today, but without going into the merits of the case, the present writ petition is disposed of with a direction to respondent No.2-Senior Divisional Manager, Divisional Officer, LIC, Ranjit Avenue, Amritsar, to decide the application dated 18.09.2020 (Annexure P-15) made by the petitioner, by passing a speaking order, as per the policy i.e. LIC of India Class-III Employees (Mobility) Policy, 2015, within a period of one month after the receipt of certified copy of this order.

07.10.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No