

116 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-3361-2021(O&M)
Date of Decision:12.02.2021

Gurmit Singh

..... Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Ajay Pal Singh Rehan, 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.

Petitioner is serving as a Punjabi Master with the Punjab State Education Department and is currently serving at Govt. High School, Takipur, District Sangrur.

Instant writ petition has been filed for issuance of a mandamus for directing the respondent-authorities to consider his claim for adjustment/transfer to a school which is close to his home town.

The basis of raising such a claim is that petitioner is suffering from 40% visual disability and his aged mother is a chronic patient of arthritis and who needs special attention at the hands of her son i.e. the petitioner.

Having heard counsel at length this court is of the considered view that no intervention is warranted.

Transfer is an incidence of service. Petitioner cannot dictate terms while seeking transfer. Even otherwise the prayer made in the instant petition is not founded on the strength of any statutory provision or administrative instructions.

Petition is dismissed.

Needless to observe that it would always be open for the petitioner to approach the concerned respondent-authority(ies) to seek adjustment in the light of difficult circumstances that he is stated to be facing.

(TEJINDER SINGH DHINDSA)
JUDGE

12.02. 2021
sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No