

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

116

CWP-3497-2021

Date of Decision : February 15, 2021

RAJESH KUMAR SHARMA

.....Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present : Mr. Sumit Sangwan, Advocate
for the petitioner.

(Through Video Conferencing)

HARSIMRAN SINGH SETHI, J. (Oral)

Learned counsel for the petitioner argues that the petitioner has been transferred vide order dated 8.2.2021 ignoring the policy, which has been issued by the respondents themselves, which is to be adhered to while transferring the employees from one station to other.

Learned counsel for the petitioner submits that according to transfer policy for the year 2020-21 (Annexure P-2), as per Clause V, there are certain categories to which the relaxation has been granted with regard to the implementation of the transfer policy and the claim of the petitioner is squarely covered under the said policy for the grant of relaxation from transfer.

Learned counsel for the petitioner further submits that the father of the petitioner is old and is suffering from Cancer and hence, the petitioner is entitled for the grant of relaxation from transfer.

Learned counsel for the petitioner submits that the petitioner has already filed a representation (Annexure P-7) in this regard before the Director, Food and Civil Supplies and Consumer Affairs, Chandigarh on 10.2.2021, which representation is still pending consideration and the petitioner will be satisfied, at this stage, in case a time bound direction is given to respondent No.2 to decide the same by passing an appropriate speaking order.

Notice of motion.

Ms. Rajni Gupta, Addl. A.G., Haryana, who has joined the proceedings through video conference, accepts notice on behalf of the State.

Learned State counsel raises no objection for deciding the representation dated 10.2.2021 (Annexure P-7) in a time bound manner by passing an appropriate speaking order.

Without expressing any opinion on the merits of the case or the facts mentioned in the representation, the present writ petition is disposed off with a direction to respondent No.2 to decide the representation dated 10.2.2021 (Annexure P-7) by passing an appropriate speaking order within a period of three weeks from the date of receipt of a copy of this order.

February 15, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No