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

CWP-6061-2021

Date of decision : 16.03.2021

Kanta

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. Surinder Singh, Advocate for the petitioner.

Mr. R.K.S. Brar, Addl. A.G. Haryana.

(The proceedings are being conducted through video
conferencing, as per instructions)

G.S. SANDHAWALIA, J. (ORAL)

The petitioner challenges the order dated 25.02.2021 (Annexure P-4), whereby while working as Staff Nurse/Nursing Sister, she has been transferred to CHC Sadhaura, Yamuna Nagar vice respondent No.5.

Learned counsel for the petitioner submits that there is ban on transfer as per order dated 08.03.2021 (Annexure P-7) till 31.03.2021. He further submits that the representation dated 06.03.2021 (Annexure P-6) has also been preferred by the petitioner to respondent No.2 while showing her difficulty to work on the transferred place.

Mr. R.K.S. Brar, Addl. A.G. Haryana has put in appearance on

behalf of the State and submits that the date of transfer is prior to the instructions issued. He further submits that the representation dated 06.03.2021 (Annexure P-6) would be looked into sympathetically and acted upon.

Learned counsel for the petitioner has submitted that there are other vacant posts in Naraingarh (Ambala) where she can be adjusted.

Keeping in view the abovesaid, this Court is of the considered opinion that the issue of transfer is not readily entered into in the absence of any mala fide or violation of statutory provisions. Thus, it would be appropriate that respondent No.2 be directed to look into the grievance of the petitioner as detailed in representation, since her period of service is less than 1 years 4 months. The said decision, on her making a fresh representation, be taken within two weeks from the date of receipt of the said representation.

With the said observations, the writ petition is disposed of.

16.03.2021

Pawan

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No