

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-7917-2021

Date of decision: 08.04.2021

Kashi Ram

.....Petitioner.

vs.

State of Haryana and others

.....Respondents.

(Through Video Conferencing)

CORAM: - HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: - Mr. P.R. Yadav, Advocate, for the petitioner.

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Harsimran Singh Sethi, J. (oral)

Learned counsel for the petitioner submits that there are two cadres for the teachers working in the Education Department, Haryana, one is the State cadre and another one is Mewat cadre.

Learned counsel further submits that transfer of the teachers outside their cadre is effected only under extraordinary circumstances. Learned counsel further submits that the petitioner has wrongly been transferred outside his Cadre by posting him in Mewat Cadre vide impugned transfer order dated 18.09.2020.

Learned counsel submits that though the petitioner has already joined the place of posting in pursuance to the impugned order dated 18.09.2020 (Annexure P-3) but the petitioner had already raised the grievance qua the said transfer by serving legal notice upon the respondents on 01.02.2021 (Annexure P-4) and the petitioner will be satisfied at this stage if 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, learned Additional Advocate General, Haryana, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice. Learned State Counsel raises no objection for the grant of prayer of deciding the legal notice dated 01.02.2021 (Annexure P-4) by respondent No. 2 by passing appropriate speaking order.

Without going into the merits of the case or the claim raised by the petitioner in the present petition or in the representation, the writ petition is disposed of with a direction to respondent No. 2 to decide the representation dated 01.02.2021 (Annexure P-4) filed by the petitioner within a period of two months from the date of receipt of the copy of this order by passing appropriate speaking order.

Ordered accordingly.

(HARSIMRAN SINGH SETHI)
JUDGE

08.04.2021

preeti

whether speaking/non speaking

yes/no

whether reportable/non reportable

yes/no