

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

CWP-8608-2021

Date of Decision: 20.04.2021

Manjit Raj

..Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Jatinder Singh Gill, Advocate,
For the petitioner.

Ms. Akshita Chauhan, AAG, Punjab.
(Presence marked through video conference)

ARUN MONGA, J. (ORAL)

Petition herein, inter alia, is for issuance of a writ in the nature of certiorari to quash the impugned order dated 09.04.2021 (Annexure P-5) vide which transfer order dated 26.03.2021 (Annexure P-2), whereby the petitioner was transferred from Primary Health Unit, Paldi, District Hoshiarpur to Primary Health Centre, Behrampur, District Gurdaspur has been cancelled.

2. Learned counsel for the petitioner submits that petitioner was earlier transferred by respondent No.2 on the basis of his family circumstances. However, now just after 15 days, without giving any opportunity of hearing, the transfer order dated 26.03.2021 has been cancelled. He further submits that petitioner is a resident of District Gurdaspur and present place of posting is 130 Kms away from his residence. He further submits that mother of the petitioner is an old age lady and she is totally dependent upon the petitioner. Hence, the instant petition.

3. I have heard learned counsel for the petitioner and gone through the case file.

4. Transfer being matter of administrative exigencies, this Court generally interferes, if at all, very cautiously. Transfer is not a punishment but an essential aspect of service, particularly, on a transferable post.

5. The impugned order dated 09.04.2021 (Annexure P-5) does not call for any interference from this Court in exercise of its extraordinary writ jurisdiction vested under Article 226 of Constitution of India.

6. Dismissed with liberty to the petitioner to pursue his representation with the competent authority.

(ARUN MONGA)
JUDGE

April 20, 2021
vandana

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No