

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

113

CWP No.9341 of 2021
Date of decision: 03.05.2021

Satpal Sharma

.....Petitioner

VERSUS

State of Haryana and others

.....Respondents

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IN VIRTUAL COURT

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CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT.

Present:- Mr.Parminder Singh, Advocate, for the petitioner.

RAJBIR SEHRAWAT, J. (Oral)

The present writ petition has been filed by the petitioner under Article 226/227 of the Constitution of India for issuance of the writ in the nature of Certiorari for quashing/setting aside the Order dated 04.03.2021 (Annexure P-4) whereby the petitioner has been ordered to be transferred from Panipat to Kaithal against vacancy and order dated 09.04.2021 (Annexure P-7).

A perusal of the paper book shows that the petitioner has already completed three years of service at Panipat, as contemplated even by the Transfer Policy of the State. Moreover, the petitioner has been transferred against the vacancy. The order specifically says that the posting of the petitioner at that place was required in the administrative interest of the office. Hence, this Court does not find any illegality or arbitrariness in the order passed by the Authority.

Although the counsel for the petitioner has tried to buttress the allegations of *mala fide* by submitting that the transfer order has been actuated on account of *mala fide* intention of one of his nephew;

who is posted in the office of Deputy Chief Minister, Haryana, however, the said person has not even been impleaded as a party to the petition. Moreover, the petition even lacks in the specific averments to satisfy the requirement of the pleading of *mala fides* against a person.

In view of the above, finding no merits in the present petition, the same is dismissed.

**(RAJBIR SEHRAWAT)
JUDGE**

03.05.2021

anil

Whether speaking/reasoned Yes/No

Whether reportable Yes/No