

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

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**CWP No.12066 of 2021
Decided on : 08.07.2021**

Mona Chauhan

... Petitioner

Versus

State of Haryana and others

... Respondents

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

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

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

G.S. Sandhawalia, J. (Oral)

The petitioner in the present writ petition filed under Article 226 of the Constitution of India seeks directions for issuance of a writ in the nature of mandamus directing the respondents to update the data of her present posting on the MIS Portal at Karnal. Relief has been sought vide application dated 24.12.2020 (Annexure P-4) which was addressed to respondent No.2. Similarly, relief is sought to allow the petitioner to participate in the Teachers Transfer Drive-2021, on account of the application which has been submitted on 30.06.2021 (Annexure P-7), addressed to respondent No.3.

The grouse as such of the petitioner is that on account of the fact that the petitioner was transferred out of her cadre to Government Senior Secondary School, Singar, Block Punhana, Districtd Nuh Mewat on 13.09.2019 (Annexure P-2) from Government High School Bhusli, Block Karnal, District Karnal, she had filed CWP No.26309 of 2019, wherein on 17.09.2019 (Annexure P-3) relieving order had been stayed. It is on that account the petitioner seeks updating of the MIS Portal, so that she can participate in the transfer drive as per the schedule released on 25.06.2021 (Annexure P-6).

Notice of motion.

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Mr. Harish Kumar Nain, AAG, Haryana accepts notice on behalf of the respondents/State. He has produced communication dated 08.07.2021 issued by respondent No.2 that the MIS Portal of the petitioner has been updated and submitted that the petition has been rendered infructuous.

Mr. Yadav, submits that the updation has not been allowed and the voluntary participation had to be done from 28.06.2021 to 04.07.2021 as per Annexure P-6. It is submitted that the data is being prepared and filling up of choices is to be exercised from 11.07.2021 to 18.07.2021 and, therefore, the petitioner cannot be faulted as the said communication which has now been placed on record does not show that whether redressal steps had been taken on the representation of the petitioner or not before 28.06.2021.

Keeping in view the above, respondent No.2 shall permit the petitioner to participate in the transfer drive which is taking place by taking necessary steps of opening the portal for her benefit, so that she can fill up her choice of station and take part in the forthcoming transfers which would take place, if she is eligible. The said exercise be done immediately, so that before the last date of preparation of data on 10.07.2021, the list of eligible teachers is put on board and the petitioner can fill in her choice between 11.07.2021 to 18.07.2021.

Copy of this order be given to the State Counsel under the signatures of the Special Secretary.

The writ petition stands disposed of, accordingly.

July 08, 2021
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No