

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-12746-2021

Date of Decision: 14.10.2021

NEERAJ CHAUHAN

..... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

..... Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Sunil Kumar Nehra, Advocate
for the petitioner.

Mr. Ranjeesh Chadwal, AAG, Haryana.

LISA GILL, J.

Though matters were being taken up through physical hearing mode today, this matter has been taken up through video conferencing on specific request of learned counsel and in terms of circular dated 14.09.2021.

This writ petition has been filed by the petitioner challenging his transfer vide order dated 15.04.2021 (Annexure P-3), specifically on the ground that it is wrongly mentioned in the order that transfer is being made on request of petitioner. Learned counsel for the petitioner further submits that as per Transfer Policy (Annexure P-2), petitioner could not have been transferred to the Government College for Woman, Narnaul, as the said college does not have an NCC Army Wing (Male) as petitioner is a trained Associate NCC Officer, having the rank of a Captain.

Status report by way of affidavit of Ruchi Singh Bedi, Joint Director Administration, filed in Court today, is taken on record subject to just exceptions. Order dated 29.09.2021, passed by Director Secondary

Education Haryana, Panchkula, has been placed on record wherein it is specifically mentioned that transfer of the petitioner was not on request and the word 'request' has been inadvertently mentioned and it is accepted that petitioner could have been transferred only to a college having an NCC Army Wing (Male) and since there is no such Wing at Government College for Women, Narnaul, order dated 15.04.2021, transferring the petitioner is recommended to be cancelled. Matter has, therefore, been directed to be put up for approval from the competent authority.

Learned counsel for the State submits that approval thereof is likely to be afforded in the near future and that petitioner would continue to work at Government PG College, Ateli, subject to any transfer which may be ordered in accordance with law. Present writ petition, it is submitted, is thus rendered infructuous.

Keeping in view the facts and circumstances as above and particularly order dated 29.09.2021, this writ petition is disposed of as infructuous.

(Lisa Gill)
Judge

14.10.2021

Sunil

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