

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

CWP-17092-2021

Date of decision: 02.09.2021

Shivanshu Mishra

...Petitioner

Versus

Governing Body of Haryana State Rural Livelihoods Mission Society and
Ors

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. R.K.Malik, Senior Advocate with
Mr. Sandeep Dhull, Advocate,
Mr. Digvijay, Advocate,
for the petitioner.

Mr. Tapan Kumar Yadav, DAG, Haryana.
(Presence marked through video conference).

ARUN MONGA, J. (ORAL)

Petitioner herein, *inter alia*, seeks issuance of a writ in the nature of certiorari to quash the order dated 26.08.2021 (Annexure P-3) vide which he has been ordered to be transferred to Charkhi Dadri as District Programme Manager.

2. Learned Senior counsel representing the petitioner, *inter alia*, contends that the impugned order has not been passed by a Nodal Officer as mandated by the Chief Secretary of state. On a Court query as to who is the Nodal Officer, he is unable to satisfactorily answer the same.

3. On advance service, learned State counsel joins proceedings and opposes issuance of notice of motion and argues that impugned order has been passed by the competent authority.

4. Be that as it may, transfer being matter of administrative exigency, this Court generally refrains to interfere and treads cautiously, unless it is a case of extreme hardship. The case in hand does not seem to be such so as to deserve any indulgence. Moreover, to transfer an official, or not

to, is sole discretion of the employer based on the administrative exigencies.
Not doing or doing so is not a punishment, but an integral part of service conditions.

5. No grounds to interfere are made out. Dismissed.

6. As regards any other grievance of the petitioner, he is at liberty to pursue the same with the competent authority in the department and dismissal of the instant writ petition shall not come in his way.

02.09.2021

vandana

(ARUN MONGA)

JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No