

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

221

CWP-17666-2020(O&M)

Date of Order:25.01.2021

SURENDER PAL SINGH

..Petitioner

Versus

STATE OF HARYANA AND OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sumit Sangwan, Advocate,
for the petitioner.

Ms. Kirti Singh, DAG, Haryana

ANIL KSHETARPAL, J(Oral)

The hearing of the case was held through video conferencing
on account of restricted functioning of the Courts.

On 27.10.2020, the following order was passed:-

*“The case has been taken up for hearing through
video conferencing.*

*Learned State Counsel seeks some more time to
complete his instructions. Learned Counsel for the
petitioner has submitted that the petitioner has
challenged the impugned transfer order dated
16.10.2020 being in violation of the Policy dated
13.10.2004. Apart from the other facts and
circumstances pleaded, main grievance of the petitioner
is that his daughter is studying in 12th Class in RPS
School, Rewari. The petitioner cannot shift his family to
Bhiwani as transfer of his daughter to any school at
Bhiwani will not be permissible at this late stage of the
academic session. In case his family stays in Rewari and
he alone shifts to Bhiwani, there is no other adult male
member in the family to look after his old parents, wife
and minor child during these difficult times of pandemic
of Covid-19.*

*While praying for interim relief, learned Counsel
for the petitioner has also submitted that impugned
transfer order has been kept in abeyance qua Naresh
Kumar at Sr.No.2 vide letter dated 19.10.2020.*

*Learned Counsel for the petitioner has also sent
copy of letter dated 19.10.2020 through e-mail print out
of which is taken on record.*

Adjourned to 30.10.2020.

In the meanwhile, the petitioner shall be allowed to continue to work at the place of his present posting and operation of impugned transfer order dated 16.10.2020 and relieving order dated 19.10.2020 shall remain stayed qua the petitioner.”

After having heard learned counsel for the parties at some length, this court is of the view that the petitioner be permitted to stay at Rewari, upto 31.03.2021 in view of the fact that he continues to work at Rewari.

Learned counsel for the petitioner also submits that he will join at the new place of posting at Bhiwani, on 01.04.2021.

Keeping in view the COVID-19 pandemic, this court is of the view that the ends of justice would be met, if the petitioner is permitted to stay at Rewari for two more months.

With these observations, the present petition is disposed of.

January 25, 2021
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(ANIL KSHETARPAL)
JUDGE

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