

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

CWP-27827-2018

Date of Decision: November 09, 2021

Ranjeet Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. S.S. Sahu, Advocate for the petitioner.

Ms. Rajni Gupta, Additional AG Haryana.

Mr. Ankit Bishnoi, Advocate for

Mr. R. Kartikeya, Advocate for applicant-respondent No.5.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Certiorari for quashing the impugned order dated 25.10.2018 (Annexure P-5) passed by respondent No.2.

2. Learned counsel for the petitioner submits that the petitioner was transferred from Dabwali to Kurukshetra vide impugned order dated 25.10.2018 (Annexure P-5) against one Puneet Kumar, Deputy Forest Ranger who is junior to him and cannot be transferred on his post. Learned counsel further submits that in the past also, on many occasions, petitioner was transferred at different places, though he was working sincerely and efficiently. Learned counsel submits that as per the Haryana Government instructions/ policy dated 06.10.2004 (Annexure P6), direction was issued not to transfer Class III and IV employees for a minimum period of two years.

3. On the other hand, learned State counsel opposes the petition.

4. I have heard learned counsel for the parties and gone through the case file.

5. Perusal of the record would reveal that vide interim order dated 30.10.2018, petitioner was granted interim relief *qua* the impugned transfer order as the operation of the same was stayed. Between then and now, almost two years have elapsed and therefore, the interim stay order dated 30.10.2018 has outlived its utility and no further grounds are made out to continue with the same.

6. 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 further 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.

7. In the premise, no grounds are made out to interfere.

8. Dismissed.

(ARUN MONGA)
JUDGE

November 09, 2021

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No