

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

LPA-154-2022 (O&M)
Date of decision:- 23.02.2022

Sunil Verma and another

...Appellants

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Vikram Sheoran, Advocate,
for the appellants.

Mr. Deepak Balyan, Additional A.G., Haryana.

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RAVI SHANKER JHA, C.J. (ORAL)

This appeal has been filed by the appellants being aggrieved by the order dated 15.12.2021, rendered by the learned Single Judge in CWP No.25537 of 2021, whereby the petition, assailing the order dated 21.10.2021 (P-15), vide which the petitioners were directed to participate in the online transfer drive, has been dismissed.

Learned counsel for the appellants submits that the appellants had raised certain issues regarding the discriminatory implementation of the Online Transfer Policy of the Veterinary Livestock Development Assistants (VLDA's), notified by the Haryana Government on 15.10.2020 (P-8). He further submits that persons like the appellants, who fall within paragraph 3.j.(ii) of the Transfer Policy, are being forced to participate in the online transfer drive. Whereas, the persons, who fall within paragraph 3.j. (iii), are being permitted to work at their present place of posting, even after completion of their prescribed tenure.

When confronted with clause 7(vii) of the Transfer Policy, which provides for hearing and deciding the grievance as regards transfer, as also clause 12 with respect to clarification and implementation of the Transfer Policy, learned counsel for the appellants submits that the appellants would approach the respondent authorities by filing a representation, which may be directed to be considered and decided, in accordance with law.

It needs to be clarified here that the issue with regard to the challenge laid by the appellants to their transfer, had already been set at rest in the previous proceedings taken up by them, which resulted in disposal of LPA No. 904 of 2021, with an observation that appellants shall file a representation and the same shall be decided by the authorities concerned. Resultantly, the representation moved by the appellants had been considered and rejected, vide order dated 21.10.2021, which has even been affirmed by the learned Single Judge. The observations and directions in the present case are confined only to the new and fresh issues that have been raised and delineated in these proceedings.

To this, learned State counsel submits that in the event the appellants move a comprehensive representation, the authorities shall look into their concerns and grievances, while taking into consideration Annexures P-1, P-8 and other relevant documents, and take a decision, in accordance with law, expeditiously.

In view of the above, the present appeal is disposed of, in terms of the statement made by learned State Counsel.

CM-381-LPA-2022

Since the main appeal itself has been decided, no formal order is required to be passed in this application.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

23.02.2022

AK Sharma

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