

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

CWP-5236-2022

Date of decision: March 16, 2022

Dr. Mayank

.....Petitioner

versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Vikas Chatrath, Advocate for the petitioner.
(Presence marked through Video-Conference).

Ms. Kirti Singh, DAG Haryana.

ARUN MONGA, J (ORAL)

Petitioner herein, *inter alia*, seeks issuance of a writ in the nature of Certiorari for quashing the impugned transfer order dated 09.03.2022 (Annexure P-2), whereby petitioner has been transferred from Primary Health Centre, Kurali CHC, Shahzadpur, Ambala to Sub-Divisional Civil Hospital, Naraingarh, Ambala.

2. Petitioner is serving as a Medical Officer. Vide order dated 18.10.2021, petitioner was transferred to the Primary Health Centre, Kurali, Ambala and within a span of less than 5 months, he has now again been transferred to the Sub-Divisional Civil Hospital, Naraingarh, Ambala vide an order dated 09.03.2022. Being aggrieved against mid-term transfer, he has filed the instant petition.

3. On advance service, learned State counsel appears and opposes issuance of notice of motion.

4. I have heard learned counsel for the parties and perused the casefile.

5. 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. Ordinarily, this court would refrain to direct the respondent-authority to follow up its Policy unless there is an extreme administrative exigency and not to follow up self-profess guidelines.

6. No grounds for interference are made out. Dismissed.

(ARUN MONGA)
JUDGE

March 16, 2022

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No