

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

CWP-7335-2020

Date of decision: 07.12.2022

Dr. Rakesh Kumar Sharma

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Arnav U. Singh, Advocate for
Mr. Sunil K. Nehra, Advocate,
For the petitioner.

Mr. R.K.S. Brar, Additional AG, Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Certiorari for quashing the impugned transfer order dated 29.04.2020 (Annexure P-8) and impugned order dated 05.10.2020 (Annexure P-12) vide which petitioner was temporarily transferred to Government Veterinary Hospital, Abhaypur (Gurugram) for 90 days and from Government Veterinary Mobile van Gurugram District Gurugram to Government Veterinary Hospital Sehatpur Pala, District Faridabad.

2. While issuing notice of motion, vide an order dated 12.05.2020, operation of impugned orders were ordered to be kept in abeyance. More than 2½ years have passed since then. However, petitioner has been continuing at Government Veterinary Hospital, Gurugram by virtue of interim stay granted by this Court. Interim stay has already outlived its utility period and/ or mitigating circumstances, if any.

3. No grounds for further indulgence are made out.
4. Dismissed.
5. However, dismissal of the writ petition shall not be construed, in any manner, to mean that in case administrative exigency does not warrant, even then the petitioner has to be now necessarily transferred. The said decision is left to the discretion of the competent authority.

(ARUN MONGA)
JUDGE

December 07, 2022

Vandana

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