

258 2nd case

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

CWP-10786-2021

Date of decision: 06.12.2022

Pooja Gupta

...Petitioner

VS

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Ram Pal Kaushik, Advocate for
Mr. Arav Gupta, Advocate for the petitioner.

Ms. MamtaSinglaTalwar, DAG, Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of certiorari for quashing order dated 21.05.2021 (Annexure P-22) *qua* the petitioner vide which deputation of the petitioner was cancelled.

2. While issuing notice of motion, vide an order dated 07.06.2021, status quo regarding the petitioner was ordered to be maintained at her present place of posting. Around 1½ years have passed since then. However, petitioner has been continuing at National Health Mission Headquarter at Panchkula by virtue of interim stay granted by this Court. Interim stay has already outlived its utility period and/ or mitigating circumstances, if any.

3. 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 as to deserve any indulgence. Moreover, to transfer or not to transfer an official, 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.

4. In the premise, the impugned order dated 21.05.2021 (Annexure P-22) does not call for any interference from this Court in exercise of its extraordinary writ jurisdiction vested under Article 226 of Constitution of India.

5. Dismissed.

(ARUN MONGA)
JUDGE

December 06, 2022
Vandana

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