

Ravikant

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present: Ms. SnigadhaSood, Advocate for
Mr. Saurabh Bajaj, Advocate
for the petitioner.

Mr. R.K.S. Brar, Addl. A.G., Haryana.

ARUN MONGA, J. (Oral)

Petition herein, *inter alia*, is for issuance of a writ in the nature of *certiorari* to quash the impugned transfer order dated 18.09.2020(Annexure P-3) vide which the petitioner, a Junior Engineer (Electrical), was transferred from Hisar to Fatehabad.

2. Learned counsel for the petitioner submits that the impugned order has been passed without taking into consideration the Government Policy. He contends that petitioner is fully conscious that being a Government servant, he can be transferred but the same ought to have been done in accordance with the transfer policy.

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

4. While issuing notice of motion vide order dated 24.09.2020, no stay was granted on the impugned transfer order. Therefore, petitioner would

have joined at Fatehabad and proceedings before this Court are to that extent already rendered infructuous.

5. Moreover, 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.

6. In the premise, the impugned order dated 18.09.2020 (Annexure P-3) does not call for any interference from this Court in exercise of its extraordinary writ jurisdiction vested under Article 226 of Constitution of India.

7. Dismissed.

01.09.2022

ps-I

(ARUN MONGA)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable : Yes No