

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

CWP-25501-2017

Date of decision: 30.11.2022

RAM KISHAN

...Petitioner

VS

STATE OF HARYANA AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Amarjit Beniwal, Advocate for
Mr. Jagjeet Beniwal, Advocate,
For the petitioner.

Mr. Saurabh Mohunta, DAG, 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/relieving order dated 03.11.2017 (Annexure P-2), vide which he was transferred back to Narnaul from Bhiwani.

2. Learned counsel for the petitioner submits that the impugned order has been passed without taking into consideration the Government Policy dated 06.10.2004 (Annexure P/3). He though would submit that petitioner is fully conscious, being a Government servant he can be transferred, but the same ought to have been done in accordance with the transfer policy.

3. Heard. 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.

4. In the premise, the impugned order dated 03.11.2017 (Annexure P-2) 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

November 30, 2022

vandana

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No