

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

(128)

CWP-20098-2022

Date of Decision : September 06, 2022

Kuldeep Makkar

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jasbir Singh Mor, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that in the present case, the transfer drive which has been undertaken by the respondents, the petitioner has not been posted anywhere despite submitting the option and now, the schools where the posts are lying vacant, are to be filled in the second round of the transfer drive. Learned counsel for the petitioner submits that though the petitioner has no objection in participating the second round of the transfer drive but the only prayer of the petitioner is that option for all the posts which are lying vacant including the posts which could not be filled up in the first transfer drive, be open for option to the petitioner so that no grievance of the petitioner remains with regard to the transfer of the petitioner.

Learned counsel for the petitioner submits that apart from the

said, the other grievance of the petitioner is that he has not completed five years service at the present place of posting and keeping in view the order passed by the Coordinate Bench of this Court in ***CWP-15108-2021 titled as Vikram Singh and others vs. State of Haryana and others decided on 24.08.2021***, the petitioner if possible be allowed to continue at the present place of posting.

Notice of motion.

Mr. Harish Nain, Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents submits that he has instructions to submit that all the posts which remained unfilled in the first transfer drive have been put up for option in the second round of the transfer drive and the petitioner can opt for the same. Learned counsel for the respondents further submits that in case, the petitioner is of the view that any post which the petitioner intends to opt for and is lying vacant, he can mention the name of the said school and represent, which request will also be considered and if found feasible, those posts will be made post of transfer drive.

Learned counsel for the petitioner submits that the petitioner has already submitted a representation dated 03.09.2022 (Annexure P-11) wherein, the petitioner has also given the details of the schools where the posts are lying vacant and for which the petitioner should also be allowed to opt for.

Learned counsel for the respondents further submits that appropriate decision on the representation dated 03.09.2022 (Annexure P-11) will be taken within a period of 10 days from today and appropriate

order will be passed regarding the concern raised by the petitioner therein and till the same is done, the petitioner will be allowed to continue at the present place of posting.

Learned counsel for the petitioner submits that keeping in view the statement of the learned counsel for the respondents, no further grievance of the petitioner survives in the present petition and the same may kindly be disposed of having been not pressed any further.

Ordered accordingly.

September 06, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No