

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

106

CWP No.20442 of 2022
Date of Decision: 09.09.2022

Sudhir Kumar

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Karamveer Singh Banyana, Advocate,
for the petitioner.

HARSIMRAN SINGH SETHI, J. (Oral)

Learned counsel for the petitioner submits that the petitioner has been transferred without completing the minimum stay required at a particular station.

Learned counsel for the petitioner further argues that the petitioner has not completed minimum time period of five years at the present place of posting and rather, the petitioner has less than three years of service at the present place of posting but still, he has been transferred by the impugned order, which is contrary to the provisions of the transfer policy as well as directions given by the Coordinate Bench in CWP No.15108 of 2021 titled as *Vikram Singh and others v. State of Haryana and others*.

Learned counsel further submits that station which was opted by the petitioner, has been kept vacant and that too without any valid justification.

Notice of motion.

Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and submits that in case, the petitioner has any grievance qua the transfer, he can approach the competent authorities within a period of two days and in case, any such grievance is raised, the same shall be decided

within a period of 10 days thereafter by passing an appropriate speaking order. In case, the petitioner has not been relieved so far from the present place of posting then he will be allowed to continue at the present place till the decision of the said representation in case, the same is filed.

Learned counsel for the petitioner submits that keeping in view the statement of the learned State counsel, the present petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to approach the respondents by filing appropriate representation raising the grievance as raised in the present petition.

Ordered accordingly.

09.09.2022
manju

(HARSIMRAN SINGH SETHI)
JUDGE

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