

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(119)

CWP-20574-2022

Date of Decision :09.09.2022

Vivek Sharma

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. G.S. Gopera, Advocate for the petitioner.

* * *

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the petitioner was transferred vide order dated 28.08.2022 and he joined the place of transfer but immediately within a period of three days, another person has been posted at the place of the petitioner vide impugned order of reallocation dated 01.09.2022 and the petitioner has been left without any place of posting, which act on the part of the respondent-authorities is contrary to law.

Notice of motion.

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

Learned counsel for the respondent-State submits that, as of now, he does not have any instruction as to why another person has been transferred to the place to which the petitioner joined, within 03 days of his

posting but in case the petitioner represents to the authorities concerned raising the said grievance, so as to make out his case that he is entitled to continue at the place of posting where he was transferred on 28.08.2022 the same will be considered in accordance with law, coupled with the transfer policy and an appropriate order on the said representation will be passed and till the claim of the petitioner is decided by the competent authority, the petitioner will be allowed to continue at the place of posting where he was posted vide order dated 28.08.2022.

Learned counsel for the respondent-State submits that the petitioner be bound to file the representation within a period of seven days from today.

Learned counsel for the petitioner submits that the petitioner will file appropriate representation, as being requested by the learned State counsel and keeping in view the statement of the learned State counsel that till the claim of the petitioner is decided, he will be allowed to continue at his present place of posting, no further grievance of the petitioner survives and the present petition may kindly be disposed of with liberty to the petitioner to approach the respondent-authorities.

Ordered accordingly.

September 09, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No