

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

CWP-30202-2018

Date of decision: 12.10.2022

Meenu Rani

...Petitioner

versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Shalender Mohan, Advocate,
For the petitioner.

Ms. Mamta Singla Talwar, DAG, Haryana.

Mr. Vinay Kumar Arya, Advocate for
Mr. Sandeep Goyat, Advocate,
For respondent No.6.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of *certiorari* to quash the impugned order dated 22.11.2018 (Annexure P-2) vide which the petitioner has been transferred from General Hospital, Hansi to Community Health Centre, Barwala on promotion from the post of Staff Nurse to Nursing Sister.

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

3. While issuing notice of motion, no stay was granted which renders the relief, at this stage, totally stale and infructuous as she would have joined at the place of transfer by now.

4. 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.

5. In the premise, the impugned order dated 22.11.2018(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.

6. Dismissed.

(ARUN MONGA)
JUDGE

October 12, 2022

Vandana

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