

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(130)

CWP No. 21073 of 2022

Date of Decision : 15.09.2022

Kiran Yadav

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rohit Mittal, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

In the present petition, the grievance of the petitioner is that despite the fact that she has not completed the minimum period at the present place of posting, still she has been transferred vide impugned order dated 06.09.2022 (Annexure P-3).

Learned counsel for the petitioner submits that in the present case, the petitioner has not served even for a period of three years at the present place of posting hence, transfer of the petitioner is contrary to the direction given by a co-ordinate Bench of this Court in CWP No. 15108 of 2021 on 24.08.2021 titled as ***Vikram Singh and others Vs. State of Haryana and others.*** Learned counsel for the petitioner submits that petitioner has already raised the said grievance in the legal notice dated 07.09.2022 (Annexure P-4), which is still pending consideration with the respondents. Learned counsel submits that the impugned order was passed

without considering the said representation and the petitioner will be satisfied at this stage in case the respondents are directed to decide the said representation by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and submits that the grievance of the petitioner as raised vide representation dated 07.09.2022 (Annexure P-4) will be looked into and an appropriate order will be passed within a period of 10 days from the receipt of copy of this order. In case, the petitioner has not been relieved till today from the present place of posting then she will be allowed to continue at the present place of posting or in case relieved, will not be forced to join the new place of posting till the decision of the said representation.

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 as having been not pressed any further.

Ordered accordingly.

September 15, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No