

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

Sr. No.139

CWP No.20844 of 2022

Date of Decision: 13.09.2022

Vijay Kumar and others

.... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vineet Kumar Jakhar, Advocate and
Mr. Gurminder Singh, Advocate
for the petitioners.

HARSIMRAN SINGH SETHI, J. (ORAL)

In the present petition, the grievance of the petitioners is that despite the fact that petitioners are yet to complete 3 years at the present place of posting, as envisaged under the transfer policy but by ignoring the said clause of the transfer policy as well as the directions issued by Coordinate Bench of this Court in **CWP No.15108 of 2021** on 24.08.2021, titled as **Vikram Singh and others versus State of Haryana and others**, the petitioners have been transferred vide impugned orders dated 06.09.2022 and 28.08.2022 (Annexures P-7 and P-8 respectively), which act of the respondents is totally arbitrary and illegal and liable to be set aside.

Learned counsel for the petitioners further submits that even otherwise, there are certain posts which are lying vacant in the vicinity of present place of posting of the petitioners, where the petitioners could have been adjusted, hence, the transfers of the petitioners having been effected by the respondents on 28.08.2022 and 06.09.2022, are liable to be reviewed.

Learned counsel for the petitioners submits that the petitioners will be satisfied at this stage in case the representation appended with the petition as Annexure P-10 along with any other representation which the

petitioners will file within next three days raising the said grievance, is directed to be decided by the respondents in a time bound manner by passing an appropriate speaking order.

Notice of motion.

Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and submits that the representation dated 05.09.2022 (Annexure P-10) moved by the petitioners if not already decided or any other representation which they may file qua the said issue within next three days, the same shall be decided within a period of 10 days from the receipt of copy of this order and in case, the petitioners have not been relieved till today from the present place of posting then they will be allowed to continue at the present place of posting till the decision of the said representation.

Learned counsel for the petitioners 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.

(HARSIMRAN SINGH SETHI)
JUDGE

13.09.2022
Maninder

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