

CM-14538-CWP-2022 in/and
CWP No. 21074 of 2022

1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(114) CM-14538-CWP-2022 in/and
CWP No. 21074 of 2022
Date of Decision : 15.09.2022

Hari Krishan

...Petitioner

Versus

Director of Elementary Education Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. P.L. Verma, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

CM-14538-CWP-2022

Application is allowed, as prayed for.

CWP No. 21074 of 2022

Learned counsel for the petitioner argues that petitioner has been transferred by the impugned order dated 28.08.2022 (Annexure P-3) by ignoring the merit of the petitioner as the options/stations submitted by the petitioner have been given to the candidates, who have secured less merit than the petitioner, which act of the respondents is contrary to the transfer policy.

Learned counsel for the petitioner submits that petitioner has already raised the said grievance on the portal vide representation dated 01.09.2022 (Annexure P-4), which is still pending consideration with the respondents

and petitioner will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same 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 representation dated 01.09.2022 (Annexure P-4) will be decided within a period of 10 days from today by passing an appropriate speaking order. In case, the petitioner has not been relieved till today from the present place of posting then he will be allowed to continue at the present place of posting till the decision of the said representation and in case, the petitioner has already been relieved from the present place of posting, he will not be forced to join at the new place of posting till the decision of the representation so filed by the petitioner.

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
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No