

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

(129)

CWP-22152-2022

Date of Decision : September 23, 2022

**Naveen Allawadi**

**.. Petitioner**

**Versus**

**State of Haryana and another**

**.. Respondents**

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Sanchit Punia, Advocate, for the petitioner.

**HARSIMRAN SINGH SETHI J. (ORAL)**

Learned counsel for the petitioner submits that the impugned order has been passed on the presumption that while adjusting the petitioner manually vide order dated 18.10.2019 (Annexure P-2), there was a condition that the petitioner will have to participate in the next transfer drive, which fact is incorrect. Learned counsel for the petitioner further submits that no such condition was imposed while posting the petitioner to the Government Senior Secondary School, Moda Khera, Hisar, hence, the reason given by the respondents is not based upon the para 2 clause 8 (i) (b) (ii) of the policy, which gives the definition of deemed vacancy, hence, the order dated 10.09.2022 needs reconsideration at the hands of the respondents.

Learned counsel for the petitioner further submits that the

petitioner has already raised the said grievance before the authorities concerned by filing representation dated 01.09.2022 (Annexure P-10), which may be considered so as to ascertain whether or not, there is a need for the review of the order dated 09.09.2022 (Annexure P-11).

Notice of motion.

Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents and submits that representation of the petitioner dated 01.09.2022 (Annexure P-10) will be considered and decided within a period of two weeks from the receipt of copy of this order and in case, there is a need to pass a fresh order, fresh order will be passed and the outcome of the representation will be informed to the petitioner.

Learned counsel for the petitioner submits that keeping in view the statement of the learned counsel for the respondents, no further grievance of the petitioner survives in the present petition and the same may kindly be disposed of having been not pressed any further.

Ordered accordingly.

**September 23, 2022**  
*harsha*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

Whether speaking/reasoned : Yes  
Whether reportable : No