

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(119)

CWP No. 22243 of 2022

Date of Decision : 17.10.2022

Rajesh 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 for the petitioners.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioners argues that the petitioners, who were on deputation, have been transferred by the impugned order, which transfer could not have been effected without recalling the petitioners from deputation. Learned counsel for the petitioners submits that petitioners are transferred without actually canceling their deputation period, which was already upto March, 2023 thus, the action of the respondents in transferring the petitioners is bad in law.

Learned counsel for the petitioners submits that petitioners have already raised the said grievance in the representations Annexures P-17 to P-23, which are still pending consideration with the respondents and petitioners 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

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 raises no objection in deciding the representations of the petitioners, which have been appended as Annexures P-17 to P-23 in a time bound manner by passing an appropriate speaking order.

Learned counsel for the petitioners, at this stage, submits that the petitioners be given liberty to supplement their representation, if any, within a period of seven days from today.

Keeping in view the above and without expressing any opinion on the merits of the case or the claim being made by the petitioners in the representation Annexure P-17 or any supplementary representation, if filed by the petitioners within a period of two weeks from the receipt of copy of this order. In case, petitioners are not relieved from their present place of posting, they be allowed to continue at the said place till the decision of the representation.

Present writ petition stands disposed of.

October 17, 2022
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

<i>Whether reasoned/speaking?</i>	√ <i>Yes/No</i>
<i>Whether reportable?</i>	√ <i>Yes/No</i>