

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

CWP-8336-2018 (O&M)

Date of decision: September 12, 2022

Roshan Lal

....Petitioner

versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Shalender Mohan, Advocate for the petitioner.

Mr. R.K.S. Brar, Additional AG Haryana.

ARUN MONGA, J. (ORAL)

Petitioner herein, *inter alia*, seeks issuance of a writ in the nature of Certiorari for quashing impugned order dated 02.02.2018 (Annexure P-2) passed by respondent No.3, whereby he has been transferred from Hisar to Delhi, allegedly in violation of the Government Policy dated 06.10.2004 (Annexure P-3).

2. While issuing notice of motion, vide an order dated 04.04.2018, stay was granted on the impugned transfer order. More than 4 years have passed since then. However, petitioner has been continuing at Hisar by virtue of interim stay granted by this Court. Interim stay has already outlived its utility period and/ or mitigating circumstances, if any.

3. No grounds for further indulgence are made out.

4. Dismissed.

5. However, dismissal of the writ petition shall not be construed, in

any manner, to mean that in case administrative exigency does not warrant,

even then the petitioner has to be now necessarily transferred. The said decision is left to the discretion of the competent authority.

(ARUN MONGA)
JUDGE

September 12, 2022

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No