

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

CWP-25504-2019

Date of decision: 30.11.2022

SANJAY KUMAR AND OTHERS	...Petitioners
VS	
STATE OF HARYANA AND OTHERS	...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Saurabh Dalal, Advocate,
For the petitioners.

Mr. R.K.S.Brar, Additional A.G., Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of mandamus directing the respondents to cancel the online application/choice form of the petitioner for transfer.

2. While issuing notice of motion vide an order dated 12.09.2019, following order was passed by this Court:

“Learned counsel for the petitioners at the outset submitted that in view of promulgation of transfer policy, petitioners being employees of Haryana State Transport Department, instead of opting ‘NO’ on the website clicked ‘YES’. They have not served more than two years in their present place of posting and therefore, do not fall within zone of consideration for the purpose of transfer and in this regard, have already submitted representation dated 06.09.2019 (Annexure P-3) and they have apprehension that during the period of consideration of their representation, they may be transferred.

Notice of motion for 05.11.2019.

In the meantime, there will not be impediment for the State to consider representation of petitioners pragmatically noticing the predicament of the petitioners reflected therein. Till such decision is taken, there shall be interim stay qua transfer of petitioners.”

3. On resumed hearing, learned State counsel, at the outset, submits that proceedings before this Court are rendered infructuous, in view of para 3 of short reply filed on behalf of respondent No.3, which reads as under:

3. That all the petitioners have been mutually transferred from Jind depot to Sonipat Depot at their sweet-will. They have relieved from Jind Depot, the copy of relieving orders are Annexed R-1 (colly). Thus, the present writ petition has been rendered infructuous.

4. In view of the aforesaid, no grounds are made out to keep the petition pending.

5. Disposed of as infructuous.

(ARUN MONGA)
JUDGE

November 30, 2022

Vandana

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No