

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

(126)

CWP-22656-2022

Date of Decision : September 29, 2022

Mukesh Kumar

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Kanwal Goyal, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner submits that the grouse of the petitioner is that he has opted for certain stations for his transfer which stations are lying vacant which action of the respondents is contrary to law keeping in view the order passed by this Court dated 12.07.2022 (Annexure P-10) whereas, while deciding the said claim, no finding has been recorded as to why the said station cannot be allotted to the petitioner.

Learned counsel for the petitioner further submits that the order which has been passed by the respondents is without considering the said fact, which fact needed a consideration at the hands of the respondents while passing the order on the representation of the petitioner.

Notice of motion.

Mr. R.S. Budhwar, Addl. Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents submits that he has the instructions from the competent authority of the Department that the impugned order dated 12.09.2022 (Annexure P-13) be treated as withdrawn with liberty to pass a fresh order in accordance with law.

Learned counsel for the petitioner submits that keeping in view that the impugned order has been withdrawn by the respondents, the present petition has been rendered infructuous and the same may kindly be disposed of as such.

Ordered accordingly.

Keeping in view the fact the respondents have withdrawn the impugned order, any act being taken in pursuance to the said order be kept in abeyance till the appropriate order on the representation is passed.

September 29, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No