

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

139

CWP-22708-2022

Date of Decision :29.09.2022

Manesh Kumari**...Petitioner**

Versus

State of Haryana and another**...Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Joginder Siwach, Advocate for the petitioner.

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Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the petitioner, who is a mother of 100% disabled daughter, has been transferred by the respondents vide order dated 01.09.2022 (Annexure P/6) without taking into consideration her family circumstances and especially, when the petitioner is yet to complete minimum required period of 05 years at the present place of posting. Learned counsel for the petitioner submits that even the transfer policy also envisages that special consideration be given to the teachers, who are to take care of their children, who are specially abled, especially, the children who are 100% disabled.

Notice of motion.

Mr. R.S. Budhwar, Addl. A.G. Haryana, who is present in Court, accepts notice on behalf of respondent-State and submits that in case the petitioner has any grievance with regard to her transfer, she may raise the same by way of filing an appropriate representation detailing her

grounds of prejudice with the respondents, which will be considered by the competent authority of the respondents in accordance with law and an appropriate speaking order will be passed within a period of two weeks from the date of receipt of the said representation and in case any sympathetic view is required to be given to the case of the petitioner, the same will also be rendered.

Learned State counsel further submits that in case the petitioner has not been relieved from her present place of posting, she will be allowed to continue at her present place of posting in case, she files a representation within a period of 05 days from today.

Learned counsel for the petitioner submits that keeping in view the statement made by the learned counsel for the respondents, the present writ petition be disposed off having been not pressed any further with liberty to the petitioner to file an appropriate representation raising her grievance with the respondents within a time frame granted.

Ordered accordingly.

September 29, 2022

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No