

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(102)

CWP-25346-2022

Date of Decision : November 04, 2022

Babita

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: None for the petitioner.

**HARSIMRAN SINGH SETHI J. (ORAL)**

In the present writ petition, the grievance of the petitioner is that she was transferred vide order dated 01.09.2022 (Annexure P-7) which order was challenged by the petitioner by filing CWP No.20856 of 2022 titled as Babita vs. State of Haryana and others, which was disposed of by this Court on 14.09.2022 so as to decide the claim of the petitioner.

As per the petitioner, the respondents have decided the representation of the petitioner and rejected the same on 27.09.2022, a copy of which has been appended as Annexure P-12. As per the said order, the respondents have stated that the petitioner has 8 years, 1 month and 7 days stay at the Government Middle School Garhi S.N Khan, District Sonipat so she is to compulsory participate in the teacher transfer drive and respondent No.4, who has been posted at the said station, is not having five years experience at the said school.

As per the petitioner, the said facts recorded, on the basis of which the representation of the petitioner has been rejected, are incorrect. As per the petitioner, the petitioner had only three days stay at the concerned school instead of 8 years, 1 month and 7 days as being alleged and further, respondent No.4 had herself mentioned that she had more than five years stay at the school, therefore, the representation of the petitioner has been wrongly rejected by taking into consideration the incorrect facts.

The petitioner has further mentioned that the said discrepancy has already been brought to the notice of the respondents by the petitioner vide representation dated 03.10.2022, a copy of which has been appended as Annexure P-13 but the same is not being decided.

Interest of justice will be served in case, a time bound direction is issued to respondent No.2 to decide the said representation dated 03.10.2022 (Annexure P-13) by passing an appropriate speaking order.

Without expressing any opinion on the merits of the case and entitlement of the petitioner in respect of the claim made in the writ petition/representation, respondent No.2 is directed to decide the representation of the petitioner dated 03.10.2022 (Annexure P-13) within a period of two weeks from the receipt of copy of this order so as to ascertain whether the order dated 27.09.2022 (Annexure P-12) is factually incorrect or not.

Present writ petition stands disposed of.

**November 04, 2022**  
*harsha*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

Whether speaking/reasoned : Yes  
Whether reportable : No