

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(113)

CWP No. 26750 of 2022

Date of Decision : 22.11.2022

Daya Nand

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Mukesh Kumar Verma, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

In the present petition, the grievance of the petitioner is that despite the fact that petitioner has not completed minimum stay of 5 years at the present place of posting as envisaged under the transfer policy but by ignoring the said clause of the transfer policy as well as the directions issued by Coordinate Bench of this Court in **CWP No.15108 of 2021** on 24.08.2021, titled as **Vikram Singh and others versus State of Haryana and others**, the petitioner has been transferred vide impugned order dated 06.09.2022 (Annexure P-4), which act of the respondents is totally arbitrary and illegal and liable to be set aside.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance by way of representation dated 10.11.2022 (Annexure P-13), which is pending consideration of the respondents and the petitioner will be satisfied at this stage in case the

respondents are directed to decide the said representation by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondents and raises no objection in deciding the claim of the petitioner in the representation dated 10.11.2022 (Annexure P-13) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the representation, respondent No. 2 is directed to decide the representation dated 10.11.2022 (Annexure P-13), by passing a speaking order within a period of eight weeks from the receipt of copy of this order.

Present writ petition stands disposed of.

November 22, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No