

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

124

CWP-28083-2022

Date of decision: 06.12.2022

Anil Kumar and others

...Petitioner

VERSUS

State of Haryana and others

...Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Monika Jangra, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioners argues that petitioner who is working as guest faculty Lecturer is being transferred in an illegal and arbitrary manner without the said transfer being envisaged under the transfer policy. Learned counsel for the petitioners further argues that only a guest faculty lecturer who has been displaced by the regular incumbents, were required to be adjusted at the vacant places whereas, displaced guest faculty lecturers are now being adjusted at a place where petitioners are already working.

Learned counsel for the petitioners submits that in the present case, the petitioners were the one who were displaced by the regular incumbents and the petitioners were posted at the present place of posting and the petitioners were adjusted at the present place of posting, whereas now they are being again shifted to another place within a short interval so as to accommodate the other guest faculty lecturers which is impermissible.

Learned counsel for the petitioners submits that the grievance raised in the present petition has already been raised in the representation dated 28.11.2022 copy of which has been appended as Annexure P-11 and the petitioners will be satisfied at this stage in case time bound direction is given to decide the said representation by passing appropriate speaking order.

Notice of motion.

On asking of Court Mr. Harish Nain, AAG, Haryana accepts notice on behalf of respondent-State.

Learned State counsel raised no objection in deciding the representation dated 28.11.2022 Annexure P-11 in a time bound manner by passing a speaking order.

Without going into the merits of the case or the claim being raised by the petitioner in the present petition, the respondent No.2 is directed to decide the representation dated 28.11.2022 Annexure P-11 filed by the petitioner within a period of 8 weeks. Till the said representation is decided, the respondent will allow the petitioner to continue at the present place of posting.

December 06, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No