

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-922-2023

Date of decision : 15.02.2023

Birham Parkash

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Sushil Jain, Advocate
for the petitioner.

Ms.Upasana Dhawan, AAG, Haryana
for respondents no.1 and 2.

VIKAS BAHL, J.(ORAL)

This is a civil writ petition under Article 226 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the impugned order dated 11.01.2023 (Annexure P-1) passed by respondent no.2 vide which the petitioner has been transferred from the office of Block Development and Panchayat Officer (BDPO), Beri, District Jhajjar to Directorate of Development and Panchayats Department, Haryana, Chandigarh.

On 17.01.2023, a coordinate Bench of this Court was pleased to pass the following order:-

“Counsel for the petitioner submits that the petitioner, who is working as Gram Sachiv, has been transferred, vide impugned order dated 11.01.2023 (Annexure P-1) to the Directorate of Development & Panchayats Department Haryana, Chandigarh, even though there is no post of nomenclature of Gram Sachiv in the Head Office.

Advance copy of the petition has been served upon the State.

State counsel has placed on record a xerox copy of order dated

17.01.2023 and has submitted that the petitioner has been relieved in the morning today. He seeks and is granted time to get instructions.

List on 20.01.2023.

January 17, 2023

*(SUVIR SEHGAL)
JUDGE"*

Thereafter on 20.01.2023, a coordinate Bench of this Court was pleased to pass the following order:-

"State counsel seeks and is granted more time to get instructions regarding transfer of the petitioner to some other place.

20.01.2023

*(SUVIR SEHGAL)
JUDGE"*

Learned State counsel on instructions has submitted that the petitioner has been transferred to BDPO, Sampla, Rohtak vide order dated 13.02.2023 in supersession of the order dated 11.01.2023.

Learned counsel for the petitioner seeks to withdraw the present petition with liberty to challenge the order dated 13.02.2023 if the petitioner is aggrieved by the same in accordance with law.

In view of the statement made by learned counsel for the petitioner, the present petition is dismissed as withdrawn with the aforesaid liberty.

**(VIKAS BAHL)
JUDGE**

February 15, 2023

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No