

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(112)

CWP-982-2023

Date of decision : 08.02.2023

Dr. Kamaldeep

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Gunjan Mehta, Advocate for the petitioner.

Mr. R.K.S.Brar, Additional Advocate General, Haryana.

...

SUVIR SEHGAL, J. (Oral)

Instant writ petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to consider and declare the post of Veterinary Surgeon, Government Veterinary Hospital, Mohra, District Ambala, as vacant, in view of the fact that the incumbent posted there has been sent on deputation. Another prayer has been made for issuance of a writ in the nature of mandamus directing the respondents to allow the petitioner to participate in the '2022-2023 Online Transfer Drive of Veterinary Surgeons' and to transfer the petitioner to a place of his first choice.

Counsel for the petitioner has invited the attention of the Court to order dated 17.08.2022, Annexure P-5, to submit that the incumbent of the post of Veterinary Surgeon at Mohra has been sent on deputation to the office of Director General at Panchkula. Counsel submits that as the post

at Mohra has fallen vacant, petitioner has submitted a representation dated 06.09.2022, Annexure P-6, to the respondent No.1, for being posted against the vacant post, but the representation, Annexure P-6, is lying unattended. Counsel submits that the petitioner would be satisfied in case a direction is issued to the respondent concerned to look into the same.

State counsel has filed a short reply by way of affidavit of Deputy Director, Animal Husbandry & Dairying Department, Haryana, Panchkula, on behalf of respondents No.1 and 2, explaining the circumstances. However, the short reply does not deal with the representation, Annexure P-6, which is stated to be pending.

In view of above, but without examining the grievance of the petitioner, writ petition is disposed of with a direction to the respondents to examine the representation, Annexure P-6, within a fortnight from today and pass an appropriate administrative order.

(SUVIR SEHGAL)
JUDGE

08.02.2023
Pardeep

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No