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

CWP-4845-2023

Date of decision : 13.03.2023

Reetu

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

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

Mr. Sehajbir S. Aulakh, Asstt. A.G., Punjab.

PANKAJ JAIN, J. (ORAL)

Present writ petition has been filed under Articles 226/227 of the Constitution of India seeking writ in the nature of certiorari for quashing of the impugned Transfer office order dated 30.01.2023 (Annexure P-2) whereby the petitioner, who is working as a Revenue Accountant has been transferred from the office of Distribution Sub Division Rural, Nawanshahar to the office of Gian Centre, Ludhiana.

Learned counsel for the petitioner submits that the petitioner herself is a handicapped person being short of hearing and has to lookafter her ailing mother-in-law as her husband is in private job at Delhi. It will be too tough for the petitioner to manage affairs at Ludhiana. He relies upon policy decision taken by Corporation dated 16.12.2019, placed on record as Annexure P-7 whereby it has been resolved as under:-

'(c) Transfer cases of couple case, handicapped employees, unmarried girls, widows, divorcees shall be considered sympathetically.'

I have heard learned counsel for the parties and have gone through the material on record.

There can't be any denial to the fact that the transfer is incidence of service. Any transfer order definitely leads to some unease/difficulty to an employee. However, the orders of transfer cannot be struck down being illegal on the said ground. Policy decision P-7 also does not bar transfer but only has an effect of serving as broad guidelines qua issues to be considered while issuing transfer order.

In view of the aforesaid facts, this Court does not find any ground to interfere in the present writ petition while exercising jurisdiction under Articles 226/227.

Resultantly, the present petition stands dismissed.

13.03.2023

ps-I

(PANKAJ JAIN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No