

CWP-11527-2023

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(129)

CWP-11527-2023

Date of decision:- 25.05.2023

Bijender Yadav and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Vikram Sheoran, Advocate
for the petitioners.

SUVIR SEHGAL, J. (Oral)

1. Petitioners, who are working as Conductors with the Haryana Roadways, have approached this Court *inter-alia* seeking quashing of the transfer order dated 19.05.2023, Annexure P-3.
2. By making a reference to averments made in paras 8 and 10 of the petition, counsel for the petitioners submits that the impugned transfer order is discriminatory in as much as some of the employees are working at the same station for years together. Still further, it is his argument that despite the fact that the petitioners had not opted for voluntary transfer, they have been transferred in violation of the Transfer Policy.
3. I have heard counsel for the petitioner.

4. Transfer is an exigency of service and no employee has a right to remain posted at a station of his choice or to insist on a particular place of posting. Mere fact that some of the employees are continuing at the same station for years together does not vest any right to the petitioners to challenge the transfer order. A Division Bench of this Court in **LPA-247-2020** titled as **Nisha Versus State of Haryana**, decided on 24.02.2020 has held that the transfer policy is not enforceable and an order of transfer passed in violation thereof cannot be assailed.
5. In view of the above, there is no merit in the petition, which is hereby dismissed.

25.05.2023
Kamal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No