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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-13205-2018
Date of decision: 16.01.2023

MAHAVIR SINGH

...Petitioner

VERSUS

UHBVNL AND OTHERS

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- None for the petitioner.

Mr. B. R. Mahajan, Senior Advocate with
Ms. Chhavi Sharma, Advocate
for the respondents.

JAISHREE THAKUR, J. (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India, seeking issuance of a writ in the nature of certiorari for quashing order dated 18.05.2018 (Annexure P-8) passed by respondent No.2, whereby the transfer order of the petitioner dated 17.05.2018 was cancelled, without assigning any cogent reasons whatsoever.

Written statement has been filed on behalf of respondent No.2, wherein it is stated that UHBVNL is well within its right to transfer any officer/official on account of administrative exigencies. It is further stated that there was a shortfall of staff and that is why, the transfer order of the petitioner herein stood cancelled.

There is no representation on behalf of the petitioner today.

I have heard learned counsel for the respondents and have also perused the pleadings of the case as well as the transfer policy as relied upon by respondents.

I find that the petitioner herein, who had applied for transfer to Karnal on the ground that his father was unwell and had joined at Karnal on 18.05.2018, has been allowed to continue on the said post since the impugned order dated 18.05.2018 (Annexure P-8) cancelling his transfer was stayed by this Court as far back as on 23.05.2018. By virtue of the said order, the petitioner herein has continued to work at Karnal approximately for a period of more than four years and eight months under the interim order dated 23.05.2018 and, therefore, this Court finds that there is no ground to allow the instant writ petition and the stay order dated 23.05.2018 to continue indefinitely.

Consequently, the instant writ petition is hereby dismissed.

16.01.2023
Chetan Thakur

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No