

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

CWP-21927-2021 (O&M)

Date of decision: 14.02.2023

Hardeep Singh

....Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. S.K.Rattan, Advocate for the petitioner

Mr. Athar Ahmed, DAG, Punjab

ANIL KSHETARPAL, J (Oral)

1. The petitioner prays for issuance of a writ in the nature of Mandamus to direct the respondents to transfer the petitioner from Jalandhar to Hoshiarpur as per his option. The petitioner claims that Hoshiarpur is his home town whereas at present, he is posted at Goraya which is 55 kms away from it. He also claims to be a divorcee and is having an old ailing mother to take care of.

2. On the other hand, the learned counsel representing the respondents has contested the case on the ground that the petitioner was although transferred to the Government Senior Secondary School (Boys) Goraya (Jalandhar) in 2019, however, he did not join the said place of posting. Subsequently, he filed a writ petition, which was disposed of, while directing the respondents to decide the petitioner's representation by passing a speaking order. It has been submitted that a speaking order has been passed by the respondents and the petitioner joined at Goraya only on 17.12.2019.

3. The petitioner is a member of the State cadre. He can be transferred at any place by the concerned authority as per the need and requirement in the State of Punjab. The transfer is a necessary element of the service.

4. In view of the aforesaid facts and discussion, no ground to issue the writ, as prayed for, is made out.

5. Hence, dismissed.

6. All the pending miscellaneous applications, if any, are also disposed of.

14.02.2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE