

CWP No. 17904 of 2023

2023:PHHC:107111

1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(118)

CWP No. 17904 of 2023

Date of Decision : 18.08.2023

Kaptan Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sandeep Sharma, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

Learned counsel for the petitioner argues that the petitioner had requested for the transfer from District Jail Gurugram keeping in view Clause-12 of the Policy/ Instructions dated 13.02.2020 on the ground that the mother of the petitioner is suffering from the last stage of cancer and there is no one else to take care of her. Learned counsel for the petitioner further submits that as per his information, the request of the petitioner has already been approved by the Chief Minister, Haryana (Annexure P-4) but still, no order is being passed for transferring the petitioner as per his request so that he can take care of his ailing mother.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 13.08.2023 (Annexure P-11) but the same is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in

case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Pankaj Middha, learned Additional Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the representation dated 13.08.2023 (Annexure P-11) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of four weeks of the receipt of certified copy of this order by passing an appropriate speaking order and in case, after the passing of the speaking order, any relief is to be extended to the petitioner, the same will also be extended to him within a further period of two weeks.

Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

August 18, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No