

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-5748-2024

Date of Decision: 12.03.2024

OM PARKASH MAHIWAL

...Petitioner

Vs.

STATE OF HARYANA AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shubham Saroha, Advocate for the petitioner.

HARSIMRAN SINGH SETHI, J. (Oral)

1. In the present petition, the grievance being raised by the petitioner is that petitioner was transferred from Panchkula to Fatehabad on 19.02.2024 a copy of transfer order has been annexed as annexure P-2 on which post the petitioner joined but the said order has been withdrawn by the respondents on 05.03.2024 which is causing prejudice to the petitioner.

2. Learned counsel for the petitioner submits that once the petitioner had already joined Fatehabad there was no reason to withdraw the said transfer order but the same has only been withdrawn to allow respondent No.3 to continue at Fatehabad.

3. Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance in the representation dated 05.03.2024, copy of which has been appended as (Annexure P-6) 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.

4. Notice of motion.

5. On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the representation dated 05.03.2024 (Annexure P-6) 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 eight weeks of the receipt of certified copy of this order by passing an appropriate speaking order and in case, after the decision, the petitioner is found entitled for any benefit, the same will be extended to him within a further period of four weeks, otherwise due reasons for not accepting the claim will be mentioned for the information and necessary action for the petitioner.

6. 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.

7. Ordered accordingly.

(HARSIMRAN SINGH SETHI)
(JUDGE)

12.03.2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No