

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

116

CWP-5946-2024

Date of Decision :14.03.2024

Rajesh Kumar**...Petitioner**

Versus

State of Haryana and another**...Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Ankush Thakral, Advocate for the petitioner.

Mr. Harish Nain, AAG, Haryana.

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Harsimran Singh Sethi, J. (Oral)

1. In the present petition, grievance of the petitioner is that though, the petitioner has completed minimum required period of stay at his present place of posting but he has not been transferred by the respondents, which action on the part of the respondents is arbitrary and illegal.

2. Learned counsel for the petitioner submits that an employee who has minimum required period of stay at a particular station is entitled to participate in the transfer process and the respondents should have transferred the petitioner keeping in view the options given by the petitioner and action of the respondents in non-accepting the claim of the petitioner is arbitrary and illegal.

3. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of submitting a representation dated 06.03.2024 (Annexure P/10), which is still

pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said representation.

4. Notice of motion.

5. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and submits that in case the representation dated 06.03.2024 (Annexure P/10) has been received from the petitioner and is still pending consideration with the authorities concerned, the same will be decided by the concerned authorities in accordance with law and an appropriate order will be passed within a period of 08 weeks from the date of receipt of copy of this order

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

7. Ordered accordingly.

March 14, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No