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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-7631-2024(O&M)

Date of decision: 04.04.2024

Jagdeep Singh Narwal

...Petitioners

VERSUS

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Pardeep Sharma, Advocate, for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of *certiorari* for quashing the condition at Sr. No.13 of the impugned order dated 23.01.2024 (Annexure P-4) only to the extent that the petitioner is transferred from the office of Sub Divisional Officer, DHBVNL, Naguran to the office of Superintending Engineer, DHBVN, Fatehabad.

2. At the outset, learned counsel for the petitioner has submitted that he has been relocated despite the fact that he is 80% disabled and he had moved a representation in this regard to respondent No.3 vide Annexure P-5 but the same has not been considered and decided till date. He further submitted that at this stage, he will be satisfied in case the aforesaid representation (Annexure P-5) is considered and decided by respondent No.3 in a time bound manner and

accordance with law considering his physical disability and considering the provisions of the Rights of Persons with Disabilities Act, 2016.

3. Notice of motion.

4. On the asking of the Court, Mr. Samarth Sagar, learned Additional Advocate General, Haryana accepts notice on behalf of all the respondents. He submitted that in view of the limited prayer made by learned counsel for the petitioner, he has no objection in case time bound direction is issued in this regard.

5. In view of the aforesaid facts and circumstances, without calling for the reply from the respondents and without expressing anything on the merits of the case, the present writ petition is disposed of with a direction to respondent No.3 to consider and decide the representation (Annexure P-5) in accordance with law and also in the light of the fact that the petitioner is having 80% disability, the family difficulty of the petitioner wherein as per the learned counsel for the petitioner vide Annexure P-6, the petitioner has old age parents and also in the light of the provisions of the Rights of Persons with Disabilities Act, 2016 and within a period of 10 days from today.

(JASGURPREET SINGH PURI)
JUDGE

04.04.2024
rakesh

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