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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-14046-2024
Date of Decision:31.05.2024

LATA KUMARI..... Petitioner

Versus

UNION OF INDIA AND OTHERS..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Gurpreet Singh, Advocate
for the petitioner.

Mr. Indresh Goel, Senior Panel Counsel
for the respondents-UOI.

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 19.03.2024 (Annexure P-1) whereby she has been transferred from Group Centre, Pinjore to 233 M Battalion.
2. The petitioner is working with respondent as Head Constable (G.D). Her husband is posted in Assam with Assam Rifles. She has a son who is suffering from Autism and Epilepsy.
3. Mr. Gurpreet Singh, Advocate submits that in view of instructions dated 06.10.2020 read with DOPT Office Memorandum dated 08.10.2018, the petitioner cannot be transferred to battalion at Lucknow though she can be transferred to G.C. Lucknow.
4. Notice of motion.
5. Mr. Indresh Goel, Senior Panel Counsel accepts notice on

behalf of the respondent-UOI and waives service.

6. With the consent of both sides, the matter is taken up for final disposal.

7. Mr. Indresh Goel, Senior Panel Counsel does not doubt authenticity of DOPT Office Memorandum dated 08.10.2018 and order dated 06.10.2020 issued by office of Directorate General, CRPF, New Delhi.

8. This Court finds it appropriate to direct respondent to reconsider transfer case of petitioner and take fresh decision considering aforesaid order dated 06.10.2020 and Office Memorandum dated 08.10.2018.

9. In the wake of statement of Mr. Indresh Goel, Senior Panel Counsel, the present petition stands disposed of. Meanwhile, till the passing of fresh order, the petitioner shall not be relieved.

(JAGMOHAN BANSAL)
JUDGE

31.05.2024
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>