



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

224

CWP-16507-2020 (O&M)

Date of decision :04.12.2024

Sandeep Mathur

.....Petitioner

VERSUS

State of Haryana and others

....Respondents

CORAM:- HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Shalender Mohan, Advocate
for the petitioner.

Mr. Ravi Dutt Sharma, DAG, Haryana.

NAMIT KUMAR, J. (ORAL)

1. The petitioner has filed the instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of certiorari for quashing of impugned order dated 28.09.2020 (Annexure P 3) passed by respondent No.2, vide which the petitioner has been transferred from Hansi to Sonipat on the political ground on the post of Executive Engineer; further prayer has been made to stay the operation of impugned order dated 28.09.2020 (Annexure P-3); for directing the respondents, as an interim measure, to adjust the petitioner at nearby station at Hisar or Bhiwani as 02 posts are lying vacant.

2. The case set up by the petitioner in the present petition is that the petitioner has been transferred on the basis of the recommendations of the Deputy Speaker, Haryana Vidhansabha, dated 03.06.2020 (Annexure P-1).

3. Notice of motion in this case was issued on 08.10.2020 and operation of the impugned order dated 28.09.2020 (Annexure P-3), was

stayed. The said interim order is still continuing.

4. It is an admitted fact between the parties that normal tenure of the Executive Engineers is five years and petitioner is working at the present place of posting since June, 2014 and have completed more than 10 years service on the said station.

5. Learned counsel for the petitioner submits that the petitioner may be transferred in the General Transfers, in view of the relevant policy of the State Government.

6. In this view of the matter, since the petitioner has already completed 10 years tenure at the present place of posting, therefore, the instant petition has been rendered infructuous and the respondents shall be at liberty to transfer the petitioner in accordance with the relevant transfer policy.

(NAMIT KUMAR)
JUDGE

04.12.2024
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Whether speaking/reasoned	Yes
Whether reportable	No