



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

119

CWP-19896-2024 (O&M)

Date of decision: 14.08.2024

Dr. Tarun Prasad

..Petitioner

Versus

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

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

AMAN CHAUDHARY, J. (Oral)

1. Learned counsel would submit that petitioner who was working as Senior Medical Officer at Ambala is 100% disabled as his both legs are effected by polio and moves with an aid of crutches. Previously also in the year 1999, he was transferred, whereupon he had approached this Court by filing CWP No.7716 of 1998, during pendency of which, the order was withdrawn. Similarly in May, 2023, as well when he was transferred, CWP No.20054 of 2021 had been preferred by him wherein the status quo had been granted while issuing notice of motion and during pendency thereof, the impugned transfer order was cancelled rendering the petition as infructuous. Now again vide order dated 09.08.2024 (Annexure P3), he has been transferred to Panipat while there are 3 posts that are lying vacant against which he could be adjusted in Ambala itself and only 2 years are left for him to retire. He refers to Policy dated 07.04.1989 (Annexure P7) wherein it has been envisaged that the handicapped and the blind would be shown due consideration to mitigate their inconvenience while deciding their posting. He thus, on instructions, submits that a representation bringing to the notice his trying circumstances will be filed which may be decided in a time bound manner keeping in view the aforesaid Policy.

- 2. Notice of motion.
- 3. At the asking of the Court, Mr. Harish Nain, AAG, Haryana, accepts notice on behalf of respondent-State and submits that in case the petitioner submits a representation, the same shall be considered sympathetically for his adjustment in Ambala or a place very close thereto, within two weeks, keeping in view the submissions made on his behalf.
- 4. The aforesaid satisfies the learned counsel for the petitioner.
- 5. Accordingly, the present petition is disposed of.

14.08.2024

ashok

(AMAN CHAUDHARY)

JUDGE

Whether speaking/reasoned :

Whether reportable :

Yes/No

Yes/No