

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

(118)

CWP NO.23624-2024

DATE OF DECISION: 17.09.2024

Charanjit Singh

.....Petitioner

VERSUS

State of Punjab and others

.....Respondents

CORAM HON'BLE MR.JUSTICE HARSIMRAN SINGH SETHI

Present Mr.Baldev S.Sidhu, Advocate,
for the petitioner.

HARSIMRAN SINGH SETHI, J (ORAL)

1. Learned counsel for the petitioner submits that the petitioner has been brought to the headquarter Vikas Bhawan, Mohali vide transfer order dated 30.08.2024 (Annexure P-1) where there is no post of Panchayat Secretary, which act on the part of the respondents is arbitrary, as the petitioner can only be posted at the place where the post exists, whereas, without ascertaining the said fact, the petitioner has been transferred, which act of the respondents is arbitrary in nature.

2. Learned counsel for the petitioner submits that as nobody has been posted at Sehna, where the petitioner was posted at the time of passing of the impugned order and the petitioner still continues at the same place, hence the respondents be directed to reconsider the claim of the petitioner.

3. Notice of motion.

4. Mr. TPS Chawla, Sr.DAG, Punjab, accepts notice on behalf of respondents and submits that in case the petitioner has any grievance with regard to transfer, he can file an appropriate representation, which will be



considered and decided within a period of two weeks’ from the date of receipt of the same.

5. Learned counsel for the petitioner submits that the petitioner has already filed representation dated 05.09.2024 (Annexure P-4).

6. Learned counsel for the respondents submits that representation dated 05.09.2024 (Annexure P-4) will be decided within a period of two weeks from the date of receipt of copy of this order.

7. Learned counsel for the petitioner submits that as the respondents are considering the claim of the petitioner and keeping in view the fact that nobody has been transferred to the present place of posting, till any order on the representation of the petitioner is passed, the petitioner be allowed to continue at Sehna.

8. In the interest of justice, as respondents have already stated that they will pass an appropriate order on the representation dated 05.09.2024 (Annexure P-4) of the petitioner, in order to avoid any prejudice to the petitioner, till any order is passed on the representation dated 05.09.2024 (Annexure P-4) of the petitioner by the respondents, the petitioner be allowed to continue at Sehna.

9. Disposed of accordingly.

17.09.2024
mamta

(HARSIMRAN SINGH SETHI)
JUDGE

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