

118

2024:PHHC:011959

IN THE HIGH COURT OF PUNJAB & HARYANA

AT CHANDIGARH

CWP-24009-2023

Date of decision: 30.01.2024

JABBARJEET SINGH

....PETITIONER

Vs.

UNION OF INDIA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. D.P.S. Bajwa, Advocate
for the petitioner.

Mr. Shivoy Dhir, Senior Panel Counsel
for Union of India-respondents.

JAGMOHAN BANSAL, J (ORAL)

1. On 19.10.2023, the following order was passed:-
- “Learned counsel for the petitioner, inter alia, contends that petitioner has been transferred from Chandigarh to Arunachal Pradesh vide order dated 04.09.2023 (Annexure P-4). The petitioner is suffering from head injury, thus, it is difficult for the petitioner to join at Arunachal Pradesh.

Learned counsel for the respondents- UOI seeks time to get instructions.

Adjourned to 31.10.2023.

It is made clear that no further adjournment shall be granted.

Till further order, the operation of impugned order shall remain stayed.

In the meantime, the respondent is at liberty to re-consider case of the petitioner for posting at nearby place.”
2. Counsel for respondents submits that petitioner has submitted undertaking dated 29.01.2024 and as per said undertaking he is ready to join at any place where neurosurgical facility is available. The undertaking dated 29.01.2024 furnished by petitioner is reproduced as below:-

“1. I, GS No. **GS-195810A** Trade : **MSW Cook**,
Name: *Jabbarjeet Singh*, Unit 507 SS & TC (GREF) do hereby
certify that I am unwilling to give wider choice of stations (not
units) for posting on compassionate medical grounds (2nd CG).

2. I understand that as per GREF Records E-Mail
No. R-4091/CG/FA5 dt 19 Jan 2023, due to non submission of
wider choice in different projects in Eastern/Western sector by me,
my posting order may be issued by BRO Records to any suitable
place where neurosurgical facility is available.

Station: C/o 99 APO
Dated: 29 Jan 2024

sd/-
GS No: GS-195810A, MSW Cook
507 SS & TC (GREF)”

3. Mr. Shivoy Dhir, Senior Panel Counsel submits that petitioner
would be posted at a place where neurosurgical facility is available.
4. In the wake of undertaking of the petitioner and statement of
counsel for respondents, the instant petition stands disposed of.

30.01.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No