



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

120

CWP-31806-2024
Date of decision: 26.11.2024

Amarjit Singh
....Petitioner

Versus

Union of India and others
...Respondents

CORAM: HON’BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Gurpreet Singh, Advocate,
Mr. Mansangat Singh Rohil, Advocate,
Mr. Aakash Paul, Advocate and
Ms. Riya Khanna, Advocate,
for the petitioner.

AMAN CHAUDHARY, J. (ORAL)

1. Learned counsel submits that on 24.06.2023, the petitioner was transferred from Chandimandir to Bathinda, but has not been relieved as yet. After passing of the impugned order, his wife was diagnosed with Systemic Sclerosis-associated interstitial Lung Disease and is now under treatment at the Command Hospital, Chandimandir, as is apparent from the medical certificate and record i.e. Annexures P-1 and P-2, while his father is also suffering from hypertension and cardio issues. Even vide certificate (Annexure P-1), the concerned authority has recommended posting of the petitioner where rheumatology centre is available. Besides this, the impugned order is also in contravention to the policy (Annexure P-7) as he could not be transferred for a period of 04 years of

being promoted as Sub Maj., vide order dated 01.01.2022. He has not been relieved as on date. Regarding the claim raised in the present petition, a representation dated 23.08.2024 (Annexure P-6) has been given the respondents, which has yet not evoked any response. He thus, at this stage, on instructions, prays that a direction be given to the respondents to decide the same in a time bound manner.

2. Notice of motion.

3. At the asking of the Court, Mr. Karan Kumar Jund, Sr. Panel Counsel, for the respondents-UOI, accepts notice on behalf of the respondents, who on instructions states that the representation of the petitioner would be considered sympathetically within a fortnight keeping in mind the aforesaid facts. Till its decision, the petitioner would be allowed to continue at the present station.

4. The aforesaid satisfies the learned counsel for the petitioner.

5. Disposed of.

26.11.2024

parveen kumar

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No