

2025:PHHC:077866-DB



LPA-644-2021 (O&M)

Date of Decision: 02.07.2025

Kanchan Bishnoi

...Appellant

Vs.

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA
HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

Present: Mr. Japsehaj Singh, Advocate for the appellant.

Mr. Hitesh Pandit, Addl. Advocate General, Haryana.

Ms. Naseem A. Sheikh, Advocate for respondent No.5.

SANJEEV PRAKASH SHARMA, J. (Oral)

1. The LPA assails the order passed by the learned Single Bench dated 08.04.2021, whereby the challenge made by respondent No.5 of his transfer order dated 05.05.2020, was accepted and the same was quashed and he was allowed to continue to perform his duties at Hisar.

2. The posting of respondent No.5 at Hisar was on account of the appellant having proceeded on child care leave w.e.f. 19.03.2018 to 13.03.2020, and the period of child care leave, the appellant was being paid salary from Fatehabad. It is the case of the appellant that there was no order of transferring the appellant to Fatehabad and after she had completed her child care leave, she was required to join at the original place of posting i.e. Water Testing Lab, PHED, Hisar and therefore, the order dated 05.05.2020 had been passed.

3. Learned counsel for the appellant submits that in the circumstances, there was no occasion to quash the order dated 05.05.2020.

4. We find that after order dated 05.05.2020 was passed, the appellant has been continuously performing her duties at Fatehabad while original writ petitioner/respondent No.5 has been continuously performing his duties at Hisar. Almost five years has lapsed. We, therefore, left it open for the State Government to pass fresh orders now and close the issue at this stage. In this regard, the appellant may submit appropriate representation.

5. In view thereto, the appeal is disposed of accordingly.

6. All pending misc. application(s) also stand disposed of.

(SANJEEV PRAKASH SHARMA)
JUDGE

(MEENAKSHI I. MEHTA)
JUDGE

02.07.2025

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1. Whether speaking/reasoned?	:	Yes/No
2. Whether reportable?	:	Yes/No