IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No.14237 of 2026

Decided on: 2nd November, 2026

Babli Kumari **.....Petitioner**

Versus

State of H.P. and others **.....Respondents**

Coram

Ms. Justice Jyotsna Rewal Dua

Whether approved for reporting?[1]

For the Petitioner: Mr. Vishwinder Singh, Advocate vice Mr. K.B. Khajuria, Advocate.

For the Respondents: Mr. Rajat Choudhry, Assistant Advocate General, for respondents No.1 to 3.

Mr. Rajesh Prakash, Advocate, for respondent No.4.

Respondent No.5 *ex-parte*.

Jyotsna Rewal Dua, Judge

Following order was passed in this writ petition on 19.08.2026 (CMP No.21215 of 2026):-

> *"CMP No.21215 of 2026*
>
> *Notice and reply in above terms. Till further orders, operation of transfer order dated 07.08.2026 is hereby stayed. The petitioner shall be allowed to continue to serve at Gram Panchayat, Dulhar, District Chamba and the private respondent shall be directed to continue to serve at Sarol. Interim has been granted by the Court, as prima facie, the impugned order appears to be cryptic. The private respondent is purportedly transferred against a vacant post, whereas presently*

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[1] **Whether reporters of print and electronic media may be allowed to see the order? Yes.**

the petitioner is working against the said post, which is also evident from Note-4 appended to the transfer order, in terms whereof ,the petitioner has been ordered to join at Development Block, Chamba, in the interregnum."

2. Respondent No.5 has been proceeded against *ex-parte*. It appears that the said respondent has no interest in contesting the writ petition. Respondents No.1 to 4 have also not filed any reply.

3. Interim order dated 19.08.2026, which was made absolute on 07.10.2026, *inter alia,* records that under the impugned transfer order, respondent No.5 has been transferred purportedly against a vacant post, whereas the petitioner had been serving against that purported vacant post.

In view of the above, this writ petition to stand disposed of. Impugned order dated 07.08.2026 (Annexure P-4) is quashed and set aside. It shall, however, be open for the official respondents to consider the cases of the petitioner and private respondent No.5 for their transfer afresh in accordance with law. Pending miscellaneous application(s), if any, also stand disposed of.

Jyotsna Rewal Dua
Judge

November 02, 2026
Mukesh