IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No. 17987/2026
Decided on: 08.10.2026

Deepak Kumar …Petitioner

Versus

State of H.P. & Ors. ….Respondents.

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Coram
Ms. Justice Jyotsna Rewal Dua, Judge.

Whether approved for reporting?[1]

For the petitioner: **Mr. Shivom Vashisht, Advocate.**

For the respondents: **Ms. Menka Raj Chauhan, Deputy Advocate General**

Jyotsna Rewal Dua, J.

Petitioner, who is serving as Kanungo in the respondent-Revenue Department, has filed this writ petition through his wife (next friend) feeling aggrieved against office order dated 24.09.2026. Under the said office order, he has been transferred from Tehsil Office, Paonta Sahib, District Sirmaur to Sub Tehsil Office, Haripurdhar, District Sirmaur, vice respondent No.4.

2. Learned counsel for the petitioner submits that the petitioner, though has repeated service tenures in and around Paonta sahib, however, in his present tenure, he was posted here only on 27.01.2026. Under the impugned order, he has been transferred to

[1] *Whether reporters of the local papers may be allowed to see the judgment? yes*

Sub Tehsil Haripurdhar, which is a difficult area and is at a distance of approximately 100 kilometers from his present place of posting. The petitioner is suffering from Pneumonia with Dengue NS I Positive with Acute CKD, Pleural Effusion, Acute on Chronic Liver Disease and is admitted in the Respiratory Intensive Care Unit (RICU), Dehradun, at Uttarakhand. At the instance of his wife, a representation was preferred on 06.10.2026 (Annexure P-3), seeking adjustment in view of the petitioner's medical condition. Learned counsel further submits that though respondent No.4 has joined at petitioner's place, the petitioner has not joined at the transferred place as he is undergoing treatment for serious illness suffered by him.

3. Taking note of the above, keeping in view petitioner's previous tenure at Paonta Sahib and without interfering with the transfer of respondent No.4 under the impugned office order dated 24.09.2026 at the place of the petitioner, this writ petition is disposed of by directing respondent No.2/competent authority to consider and decide the aforesaid representation dated 06.10.2026 (Annexure P-3), made on behalf of the petitioner, for his suitable adjustment, keeping in view his medical condition, in accordance with law and keeping in view the applicable transfer policy, within one week. The order so passed be also communicated to the petitioner. Till such time, the petitioner shall not be compelled to join at the transferred

station and he may avail the leave of kind due. Pending miscellaneous application(s), if any, shall also stand disposed of.

Jyotsna Rewal Dua
Judge

08th October, 2026(rohit)