



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-9670-2026 (O&M)

Date of decision: 01.04.2026

Garima and others

....Petitioners

Versus

The Punjab and Haryana High Court at Chandigarh and others

....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Mitul Singh Rana, Advocate,
for the petitioners.

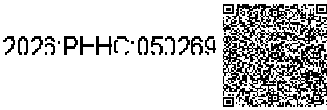
Mr. Ranjit Singh Kalra, Advocate, and
Ms. Mona Yadav, Advocate,
for respondents No.1 to 6.

KULDEEP TIWARI, J. (Oral)

1. Through the instant writ petition, as cast under Article 226 of the Constitution of India, a communication dated 03.10.2025 (Annexure P-3), issued by respondent No.1, has been assailed, vide which, request for transfer of some of the petitioners, from Hoshiarpur Sessions Division to various Sessions Divisions, within the State of Punjab, has been declined. Further, challenge is also thrown to a communication dated 12.10.2021 (Annexure P-2), whereby, certain vacancies have been frozen, on account of recruitment process.

2. Learned counsel for the petitioners, in an endeavour to question the validity of communication dated 03.10.2025 (supra), submits that no reason, whatsoever, has been assigned, while declining the request of the petitioners, therefore, the same is unsustainable, being cryptic. Further, he submits that the authorities have failed to appreciate the true import of Rule 10(3) of the Punjab Subordinate Courts Establishment (Recruitment and General Conditions of Service) Rules, 1997, while dealing with the request of the petitioners.

3. So far as communication dated 12.10.2021 (Annexure P-2), is concerned, he asserts that the same has been operating in perpetuity,



and thus, is liable to be set aside. In this regard, he refers to the chart (at page 34 of the paper book), and submits that since 2021, the posts remained unfrozen only for a brief period, yielding no advantage to anyone. He concludes by urging that the issues raised by the petitioners are required to be adjudicated by this Court on merits. However, since the *bonafide* requests of the petitioners have been declined by way of a non-speaking order, he confines the claim to the extent that respondents may be directed to re-consider their applications.

4. Mr. Ranjit Singh Kalra, learned counsel for respondents No.1 to 6, upon having instructions from the quarter concerned, submits that vacancies of certain categories stand frozen, as an outcome of recruitment process, which is being undertaken by the Society of Centralized Recruitment of Staff in Subordinate Courts (SSSC). However, he fairly submits that as soon as the recruitment process is concluded, the said vacancies will be unfrozen. Thereafter, the claim of the petitioners shall be re-visited, in accordance with law.

5. In view of the abovesaid fair stand set out by learned counsel for the parties, the instant writ petition is **disposed of**, in the following terms:-

- i) *The petitioners shall, after conclusion of the recruitment process, thereby, leading to unfreezing of the posts, move the authorities concerned afresh, by way of appropriate applications;*
- ii) *Thereupon, the authorities concerned shall, within four weeks therefrom, consider and decide the claim of the petitioners, in accordance with the Rules applicable thereto.*

(KULDEEP TIWARI)
JUDGE

01.04.2026
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No