



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

Sr. No.110

CWP No.31584 of 2025
Date of Decision: 11.02.2026

Rajbir Singh

.... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Ankit Chahal, Advocate, for the petitioner.

Mr. Amit Sahni, Additional Advocate General, Haryana,
assisted by Mr. Harmanjit Singh Johal, Advocate.

TRIBHUVAN DAHIYA, J. (ORAL)

The petition has been filed *inter alia* seeking a writ of *mandamus* directing the respondents to release the petitioner's salary and allowances, along with interest on the delayed payment at the rate of twelve per cent per annum.

2. Learned counsel for the petitioner contended that the petitioner was posted as PGT Physical Education at Government Model Sanskriti Senior Secondary School (GMSSSS), Baroda, District Sonapat, vide office order dated 25.08.2023, Annexure P-1. He was transferred on administrative grounds to Government Senior Secondary School (GSSS), Chhapra Bibipur, District Mahendergarh, against vacancy with immediate effect, vide office order dated 30.05.2025, Annexure P-7. After being relieved from the GMSSSS Baroda in terms of the transfer order, he filed a writ petition, CWP No.17164 of 2025, before this Court against the transfer order. It was disposed of vide order dated 05.06.2025, Annexure P-8, directing the respondents to keep the order in abeyance until the petitioner's representation against the transfer order is decided, and further for a period



of ten days, in case decision is not taken in his favour. Accordingly, he made a request to the Principal, GMSSSS Baroda, Sonapat, for being allowed to join service there vide letter dated 06.06.2025, Annexure P-9. Pursuant thereto, the District Education Officer (DEO), Sonapat, sent a letter of even date, Annexure P-10, to the Director, Secondary Education, seeking instructions in the matter. In the meanwhile, the respondent Department issued another office order, dated 02.09.2025, cancelling the earlier transfer order, dated 30.05.2025, and posted him to GMSSSS, Sanpera, District Sonapat, with immediate effect, with the condition that he would participate in the next transfer drive for permanent posting. The petitioner, accordingly, joined there on 04.09.2025. He made a representation to the DEO, Sonapat, dated 09.09.2025, Annexure P-18, seeking payment of salary from 01.06.2025 to 01.09.2025 with interest. As no action has been taken thereupon, the petitioner has to approach this Court by filing the instant petition.

3. Learned State counsel has received instructions from the Department vide memo dated 10.02.2026, a copy whereof along with its enclosures is retained on the case file as Annexure 'A'. Referring to the same, he contended that vide office order dated 04.02.2026, the petitioner's 'on-road period' from 01.06.2025 to 01.09.2025, i.e., ninety-three days, has been treated as "compulsory waiting period" under Rule 8(10) of the Haryana Civil Services (General) Rules, 2016, subject to the conditions mentioned therein. He further contended that in terms thereof, the period will be considered as duty period and due salary for the same will be released to him within four weeks. The instructions also mention that the petitioner has been sanctioned an amount of ₹72,144 on account of arrears of first ACP scale.



4. Learned counsel for the petitioner, however, contends that the respondents are liable to pay interest for the delay in releasing the due salary, as the petitioner has been forced to approach this Court twice leading to unnecessary harassment. This contention is misconceived and contrary to the facts on record. He approached this Court challenging the transfer order after being relieved from the School at Baroda, Sonapat. This Court showed indulgence by directing the respondents to keep the transfer order in abeyance and pass a fresh order, pursuant whereof he was posted back in the district. He was required to join service at Mahendergarh in terms of the transfer order, dated 30.05.2025, with immediate effect, but failed to do so. There is nothing on record to show that any office order was issued to keep the transfer order in abeyance. Therefore, there could be no justification for the petitioner's failure to join the School at Mahendergarh till passing of the abeyance order. But this aspect of the case does not require consideration as his period of absence has been treated as 'compulsory waiting period'. Accordingly, it is baseless to contend that there has been any harassment to the petitioner.

5. Accordingly, the petition stands disposed of in terms of the statement made by learned State counsel, by rejecting the petitioner's claim for award of interest.

(TRIBHUVAN DAHIYA)
JUDGE

11.02.2026
Maninder

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No