

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

105

CWP-32807-2025

Date of Decision: 10.02.2026

**DR. LABH SINGH NAIN****...Petitioner(s)****Versus****STATE OF HARYANA AND OTHERS****...Respondent(s)****CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**

Present:- Mr. Shalender Mohan, Advocate  
for the petitioner.

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

**TRIBHUVAN DAHIYA, J. (Oral)**

The petition has been filed, *inter alia*, seeking a writ of certiorari quashing the order dated 28.08.2025, Annexure P-7, whereby the petitioner's claim for adjustment at nearby station on the basis of "*couple case*" has been rejected in violation of the Transfer Policy.

2. On 13.11.2025, the following order was passed:

It is inter alia contended that the petitioner was promoted as Vice Principal-cum-Training and Placement Officer (TPO) vide order dated 13.12.2024, Annexure P-2; at that time he was posted at Government Polytechnic for Women, Ambala. Since his wife was working as Assistant Programme Officer (APO) at Kurukshetra, she made an application, dated 07.03.2025, Annexure P-3, seeking adjustment of her husband/petitioner in the same district. However, vide posting order dated 18.06.2025, Annexure P-4, he was posted at Government Polytechnic, Hathnikund, Yamuna Nagar. The petitioner again made a request

to the second respondent vide letter dated 18.07.2025, Annexure P-6. The representation has now been rejected vide impugned memo dated 28.08.2025, Annexure P-7, and one of the reasons is that the post of Vice Principal at Government Polytechnic, Umri, Kurukshetra, is presently being manned by Head of the Department (Automobile). This itself establishes that the post, petitioner is seeking adjustment against, is still vacant and the representation has been rejected on unfounded grounds.

2. Ms. Tanushree Gupta, Senior Deputy Advocate General, Haryana, appearing on advance notice, seeks an adjournment to get instructions.

3. Adjourned to 27.11.2025.

3. Thereupon, learned State counsel received instructions from the Department, and the matter was heard on 20.01.2026, leading to passing of the following order:

Learned State counsel, on instructions, submits that post of Vice Principal-cum-TPO at Government Polytechnic, Umri, Kurukshetra, is not vacant as Mr. Vijay Singh, Head of Department (Automobile), Government Polytechnic, Umri, has been posted as TPO vide Government order dated 12.12.2022.

2. Learned counsel for the petitioner, however, points out that Mr. Vijay Singh is only holding additional charge of the post, which shows that the post has not been occupied by any regular incumbent. He also submits, as has been specifically averred in para 30 of the petition, the stream/branch of Automobile does not exist in the Polytechnic at Umri. Accordingly, there is no justification for posting a Head of Department (Automobile) in the said institute. Besides, it has not been disputed that the petitioner is entitled to posting at Kurukshetra in terms of Policy dated 16.03.2006, Annexure R-4.

3. In view thereof, the Additional Chief Secretary is directed to reconsider the petitioner's application, Annexure P-6 seeking posting at Kurukshetra, by the next date of hearing.



4. Adjourned to 10.02.2026.
4. Today, learned State counsel submits that the Additional Chief Secretary has reconsidered the petitioner’s application dated 18.07.2025, and he has been transferred from Government Polytechnic, Hathnikund, Yamunanagar, to Government Polytechnic, Umri, Kurukshetra, against the post of Vice Principal-cum-TPO, vide order dated 06.02.2026. A copy of this order has been retained on the case file as Annexure ‘B’.
5. In view thereof, the petition stands disposed of.

(TRIBHUVAN DAHIYA)  
JUDGE

10.02.2026  
Ad

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |