



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

111

CWP-38568-2025

Date of Decision: 21.01.2026

SURENDER AND OTHERS

...Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present:- Mr. S. K. Malik, Advocate
for the petitioners.

Ms. Tanushree Gupta, Senior Deputy Advocate General,
Haryana.

TRIBHUVAN DAHIYA, J. (Oral)

The petition has been filed, *inter alia*, seeking a writ of *mandamus* directing the respondents to make changes in the transfer drive, 2025, dated 14.11.2025, initiated as per the Model Online Transfer Policy, 2025, regarding display of vacant and blocked posts. Further, a direction has been sought for unblocking the posts occupied by the contractual employees for the last eight to fourteen years.

2. Learned State counsel, on instructions, submits that in terms of clause 3(xiv)(2) of the Transfer Policy, 2025, post occupied by an employee for the prescribed tenure, or by way of temporary transfer, or by a contractual employee is a deemed vacancy, and will be notified as a vacant post for participation of the concerned employees in the drive. She further submitted that the schedule for transfer drive was notified vide memo dated 14.11.2025, Annexure P-3, and in terms therewith the Nodal Officer was to publish tentative details of the posts to be opened for the drive being vacant, on

13.01.2026. Thereafter, the employees who would voluntary participate were to be given an option to withdraw their consent between 14.01.2026 to 16.01.2026. It was only thereafter that final list of vacant posts available for transfer of employees under deemed/voluntary notional/surplus category was to be published on 18.01.2026. Since the drive has been undertaken by the Department for the first time, there are certain administrative difficulties being faced by the Department as well as the participants. Resultantly, the schedule could not be strictly followed, and the tentative list of posts that was to be notified on 13.01.2026 is still to be published; it will be notified within ten days.

3. In view thereof, since tentative vacant posts have not been notified as of now, the petitioners’ grievance is premature and the petition is accordingly not maintainable at this stage. It is, accordingly, disposed of with liberty to the petitioners to raise their grievance, if any, after the Department notifies tentative list of vacant posts.

(TRIBHUVAN DAHIYA)
JUDGE

21.01.2026
Ad

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>