| SL. No. | Date | Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures | COURT'S OR JUDGE'S ORDERS |
|---|---|---|---|
| | 19.11.2026 | | **WPSB/219/2025**<br>Vishal Chauhan --Petitioner<br>**Versus**<br>State Of Uttarakhand & ors. --Respondents<br>**Hon'ble Manoj Kumar Tiwari, A.C.J.**<br>**Hon'ble Subhash Upadhyay, J.**<br>1. Mr. Tapan Singh, learned counsel for the petitioner.<br>2. Mr. J.C. Pande, learned Standing Counsel for the State.<br>3. Petitioner is serving as Assistant Engineer in Rural Works Department in District Pauri. He was transferred on promotion, as Executive Engineer, to Tehri in the year 2024. According to him, he made representation requesting the Competent Authority to transfer him back to Pauri but instead of acceding to his request for Pauri, he was transferred to Chamoli, vide order dated 06.06.2025. Thus, feeling aggrieved, petitioner approached this Court.<br>4. Coordinate Bench of this Court passed an interim order on 17.06.2025 providing that petitioner shall be permitted to resume duties at Tehri. On the strength of that interim order, petitioner is still continuing at Tehri.<br>5. Learned State Counsel submits that since petitioner was serving in District Pauri for quite some time, therefore, as per provisions of Transfer Act, he was transferred on promotion to Chamoli, on his request. Thus, he submits that there is no infirmity in the transfer order.<br>6. Learned counsel for the petitioner, however, submits that petitioner never requested for his transfer to Chamoli and his request was for re-transfer to Pauri.<br>7. Law is well settled that judicial interference with transfer of government servant has to be minimal, that |

too when there is infraction of Rules or allegation of malice is made and substantiated. Since that is not the case here, there is hardly any scope for interference.

8. Having regard to the facts and circumstances of the case, and particularly the fact that reportedly petitioner has been serving in *durgam* areas for more than 10 years, we dispose of the writ petition with liberty to the petitioner to make representation to the Secretary, Rural Works Department, regarding his transfer. If he makes such representation within three weeks, decision thereupon shall be taken within four months thereafter. For a period of six months, *status quo* as on today, as regards petitioner's posting, shall be maintained.

**(Subhash Upadhyay, J.)**
19.11.2026

**(Manoj Kumar Tiwari, A.C.J.)**
19.11.2026

Rajni/KK