



CWP-17260-2025

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

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CWP-17260-2025

Date of Decision: 03.07.2025

Satpal Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Sunil Kumar Nehra, Advocate for the petitioner

Ms. Rajni Gupta, Additional Advocate General, Haryana

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 04.04.2025 (Annexure P-2) vide which he has been transferred from Yamunanagar to Jind.

2. On 01.07.2025, this Court passed the following order: -

“Inter alia contends that the petitioner has been transferred vide order dated 04.04.2025 from Yamunanagar to Jind. The petitioner is going to retire on 31.05.2026. As per instructions dated 07.04.1989, petitioner could not be transferred because his remaining service is less than 2 years and as on date is less than 1 year.

Ms. Rajni Gupta, Addl. A.G., Haryana, who on advance notice is present in Court seeks time to get instructions particularly with respect to present status of the petitioner.

Adjourned to 03.07.2025.”



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3. Learned State counsel submits that the petitioner cannot be relieved till departmental proceedings are pending against him. Furthermore, since Yamunanagar is the petitioner's home district, he cannot be posted therein, except for last six months of his service.

4. I have heard the arguments of learned counsel for both sides and perused the record with their able assistance.

5. There is nothing in the impugned order as averred by learned State counsel. As per service book (Annexure P-1), the petitioner was initially appointed at Jagadhri, District Yamunanagar. The petitioner, as claimed by the respondent, cannot be relieved till conclusion of departmental proceedings. He is going to retire on 31.05.2026.

6. In the aforesaid circumstances, this Court is of the considered opinion that present petition deserves to be allowed and accordingly allowed. Impugned order dated 04.04.2025 (Annexure P-2) is hereby set aside with liberty to respondent to reconsider case of the petitioner, in accordance with law, after conclusion of departmental proceedings.

(JAGMOHAN BANSAL)
JUDGE

03.07.2025

Mohit Kumar

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