

23.1.2009

Present: Mr.Ajay Mohan Goel, Advocate, for the petitioner.

Mr.Rajinder Dogra, Addl. Advocate General, for the respondents.

CMP No.404/2009

Allowed

CWP No.244/2009

The petitioner was regularized as Baildar on 6.11.2008 at his initial place of posting, i.e., Lashani, District Kullu, H.P. In terms of order dated 22.12.2008, he was transferred from Lashani to Veterinary Dispensary, Karana also in District Kullu. However, on his request, the authorities cancelled the said order dated 22.12.2008 in terms of order dated 13.1.2009 and permitted him to continue to be posted at Veterinary Dispensary, Lashani, District Kullu, H.P. Surprisingly, on 17.1.2009, the authorities again reverted the decision and cancelled the order dated 13.1.2009. Apparently, there does not seem to be any public interest involved which is evident from the impugned order dated 17.1.2009.

However, Mr.Goel fairly submits that he shall immediately make a representation to the authorities bringing out the personal inconvenience as also illegalities in passing of the impugned order. The State shall decide the representation within two weeks from the date of receipt, by passing a reasoned order. Suffice to say that State shall consider the representation of the petitioner sympathetically in accordance with law. Mr.Goel submits that vacancies at his earlier place of posting, i.e., Lashani are

available. The State shall also take this aspect into consideration while deciding the representation.

The petition is not pressed at this stage. The petition is dismissed as not pressed. However, it shall be open for the petitioner to approach this Court for redressal of his grievance again, if the necessity so arises.

CMP No.403/2009

No orders, in view of the order passed in the main writ petition. The application is disposed of.

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23rd January, 2009
(m)

(Sanjay Karol),
Vacation Judge.