

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No. 5163 of 2014-G

Date of Decision : July 31, 2014

Gagan Singh

... Petitioner

Versus

State of H.P. & others

... Respondents

Coram:

The Hon'ble Mr. Justice Sanjay Karol, Judge.

The Hon'ble Mr. Justice P. S. Rana, Judge.

Whether approved for reporting? No.

For the petitioner : Mr. Dalip K. Sharma, Advocate, vice Mr. C.D. Negi, Advocate, for the petitioner.

For the respondent : Mr. Shrawan Dogra, Advocate General with Mr. B. S. Parmar, Addl. Advocate General , Mr. Ashok Chaudhary, Addl. A.G. and Mr. Vikram Thakur, Dy. A.G. respondents No. 1 and 2.

Sanjay Karol, J. (Oral)

Response not filed.

2. Petitioner who is working as Peon stands transferred from the Office of Deputy Commissioner, Kinnaur to the office of Addl. District Magistrate, Pooh in terms of the impugned order of transfer dated 21.7.2014 (Annexure P-5). Evidence, transfer of the petitioner has been effected on the basis of a D.O. Note No. 147849 (Annexure P-4), dated 3.7.2014, issued by Hon'ble the Chief Minister.

Whether reporters of Local Papers may be allowed to see the judgment?

3. In these circumstances, we find that the case of the petitioner is squarely covered by the decision of this Court in CWP No. 801 of 2013, titled as *Sanjay Kumar vs. State of H.P. and others*, alongwith other connected matters, decided on 5.7.2013. We accordingly quash and set aside transfer order dated 21.7.2014 (Annexure P-5), so far it affects the transfer of the petitioner. We leave it open to the respondents to transfer the petitioner in accordance with law. Petition stands disposed of.

All pending miscellaneous applications also stand disposed of.

**(Sanjay Karol),
Judge.**

July 31, 2014 (PK)

**(P. S. Rana),
Judge.**