

**IN THE HIGH COURT OF HIMACHAL PRADESH,
SHIMLA**

CWP No.7886 of 2014

Date of decision: 31.10.2014

Shyam Lal.

...Petitioner.

Versus

State of Himachal Pradesh and others.

.... Respondents.

Coram

The Hon'ble Mr. Justice Rajiv Sharma, Judge.

The Hon'ble Mr. Justice Sureshwar Thakur, Judge.

Whether approved for reporting?.¹

For the Petitioner: Mr. Yudhvir Singh Thakur,
Advocate.

For the Respondents: Mr. Shrawan Dogra, AG with Mr. Ashok Chaudhary, Mr. Anup Rattan, Addl. AGs and Mr. Vikram Thakur, Dy. AG.

Rajiv Sharma, J. (Oral).

Petitioner has specifically averred in para 5 of the writ petition that the impugned order of transfer is the result of U.O. Note No.0795957, dated 11.11.2013. Since, transfer of the petitioner has been made merely on the basis of D.O. note and not on the basis of administrative exigency, his case is squarely covered by the decision of this Court in **CWP No.801 of 2013**, titled as **Sanjay Kumar versus State of H.P. & others**, along with connected matters, decided on 5.7.2013. We accordingly

Whether the reporters of the local papers may be allowed to see the Judgment?

quash and set aside the transfer order dated 24.12.2013 (Annexure P-1), so far it effects the transfer of the petitioner. We leave it open to the respondents to transfer the petitioner in accordance with law. Petition stands disposed of, so also the pending application(s), if any.

Copy Dasti.

**(Rajiv Sharma)
Judge**

**(Sureshwar Thakur)
Judge**

October 31, 2014
(rkv)