

Court No. - 33

Case :- WRIT - A No. - 1228 of 2022

Petitioner :- Rajpal Singh And 2 Others

Respondent :- State Of U.P. And 5 Others

Counsel for Petitioner :- Ajay Kumar

Counsel for Respondent :- C.S.C.

Hon'ble Mrs. Manju Rani Chauhan,J.

On the matter being taken up, learned counsel for the petitioners states that he does not want to press the present writ petition at the behest of petitioner nos. 1 and 2, as they have already retired from service. Therefore, the present writ petition be dismissed as not pressed in respect of petitioner nos. 1 and 2.

Prayer so made is allowed. The present writ petition is accordingly dismissed as not pressed at the behest of petitioner nos. 1 and 2.

So far as petitioner no.3 is concerned, this Court has heard Mr. Ajay Kumar, learned counsel for the petitioners and the learned Standing Counsel for the State-respondents.

By means of the present writ petition, the petitioner no.3 has prayed for quashing the impugned order of transfer dated 16th December, 2021 (Annexure-1 to the writ petition) passed by the Deputy Commissioner of Police, Headquarter of Gautambudh Nagar in compliance of the order of the Director General of Police, U.P. Lucknow, whereby the petitioner has been transferred from Gautam Budh Nagar to Agra. Further, petitioner no.3 has prayed for a direction upon the respondents not to relieve the petitioners to transferred place of posting.

The learned Counsel for petitioner no.3 submits that the impugned order transferring the petitioner, who is working as Sub-Inspector, from Gautam Budh Nagar to Agra is clear violation of the Government Orders issued by the State Government from time to time, as the petitioner is going to retire within a year i.e. 31st December, 2022.

In reply, the learned Standing Counsel for the State-respondents submits that in case petitioner no.2 represents his claim before the Director General of Police, the same shall be considered in accordance with law.

Considering the facts and circumstances of the case but without expressing any opinion on the merits of the case set up on behalf of the petitioner, the present writ petition is **disposed of** by providing that petitioner may make a

fresh representation, ventilating all his grievances, supported by such documents, as he may be advised, before respondent no.2, within a week weeks from today, along with a certified copy of this order. On such representation being made, respondent no.2 shall consider and decide the same, strictly in accordance with the relevant rules and Government Orders, by means of a reasoned speaking order, preferably within one month thereafter, if there is no legal impediment.

(Manju Rani Chauhan, J.)

Order Date :- 25.2.2022

Sushil/-