

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>WPSB No.75 of 2024</p> <p><b><u>Hon'ble Manoj Kumar Tiwari, J.</u></b>  <b><u>Hon'ble Pankaj Purohit, J.</u></b></p> <p>Mr. Anil Anthwal, learned counsel for the petitioner.</p> <p>2. Mr. B.M. Pingal, learned counsel for the respondents.</p> <p>3. Petitioner is serving as Bank Manager (Grade-1) in Uttarakhand State Sahakari Bank Ltd. He was posted at Branch Kashipur, Udhampur on 28.08.2023. He was transferred to Gopeshwar, Chamoli vide order dated 23.01.2024. Petitioner made a representation against his transfer to Gopeshwar on 11.02.2024, in which he contended that his only son aged about 11 years is suffering from kidney ailment, who is undergoing treatment at Rainbow Hospital, Delhi; his son has to undergo dialysis on regular intervals; treatment for kidney ailment would not be available at Gopeshwar, Chamoli, therefore the matter of his transfer be reconsidered. The representation made by petitioner has been rejected by Managing Director of the concerned bank vide order dated 17.02.2024. Thus, feeling aggrieved, petitioner has approached this Court, challenging the rejection order.</p> <p>4. The rejection order has been passed in callous manner by stating that if petitioner is in difficulty, then he can apply for various kinds of leaves available to him. It is further stated in the rejection order that petitioner has been transferred with approval of the competent</p>

authority.

5. The manner in which Managing Director has considered petitioner's representation cannot be approved. It is incumbent upon the employer to consider the health/family problems of employees of the bank as a guardian. However the approach adopted by Managing Director is parochial, which cannot be sustained.

6. In this view of the matter rejection order dated 11.02.2024 is set aside and the concerned Managing Director is directed to reconsider petitioner's request in light of the medical certificates enclosed by the petitioner with his representation. Such decision shall be taken within a period of three weeks' and till then *status-quo, qua*, petitioner's posting shall be maintained.

7. With the aforesaid observation writ petition stands disposed of.

**(Pankaj Purohit, J.)**

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**29.02.2024**

**(Manoj Kumar Tiwari, J.)**

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