

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.12709 of 2016

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1. Santosh Kumar Pandey S/o Late Parshuram Pandey resident of Village : -
Dihupur, P.S. - Nawanagar, District - Buxar.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Education Department, Govt. of Bihar, Patna.
2. The Director, Primary Education, Education Department, Govt. of Bihar, Patna.
3. The District Education Officer, Buxar.
4. The District Programme Officer (Establishment), Buxar.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Lochan
Mr Pawan Kr. Choudhary
For the Respondent/s : Ms. Shilpa Singh, GA 12
Mr Ranjan Kumar, AC to GA 12

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
ORAL JUDGMENT
Date: 21-09-2016

Heard counsel for the petitioner and counsel for the
State.

The order of transfer contained in Annexure- 15 has a
history behind it. There could be some substance in the submission of
the counsel for the petitioner that the allegation brought against the
petitioner was motivated by one of the local political leader but then it
has not remained a mere allegation because enquiry with regard to the
petitioner's conduct and allegation, which was held, does nail the
petitioner with regard to some of the charges and Annexure- 8
corroborates that position. The petitioner is an Assistant Teacher but
has been working as Incharge of Kasturba Gandhi Balika Vidyalaya

and with the kind of findings relating to his conduct and because of the charges, he was even put under suspension and remained so for more than eight months. The respondent authorities have decided to transfer the petitioner to bring some semblance of order in the institution in the interest of the administration. The committee has taken a decision, which has been annexed by the respondents in the counter affidavit.

In the above facts and circumstances, the Court is not inclined to interfere with the order of transfer. It is left to the petitioner to decide what he would like to do with the said decision whether to accept or not to accept.

Writ is dismissed.

(Ajay Kumar Tripathi, J)

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AFR/NAFR	NAFR
CAV DATE	
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