

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2311 of 2017

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Manoranjana Kumar Roy Son of Sukdeo Rai R/o village - Kolha, P.S. - Kadwa,
District - Katihar, presently posted as Incharge Headmaster of the Upgraded Middle
School, Bhogaon, Block - Kadwa, P.S. - Kadwa, District - Katihar.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Human Resources
Department, Govt. of Bihar, Patna.
2. The District Magistrate, Katihar.
3. The District Education Officer, Katihar.
4. The District Programme Officer (Establishment), Sarv Shiksha Abhiyan Office,
District - Katihar.
5. The Block Education Officer, Kadwa, District - Katihar.
6. Ranjan Kumar Bishwash Son of Late Sukdeo Bishwash R/o Village - Purana
Sonaili, P.S. - Kadwa, District - Katihar, presently posted as Assistant Teacher
in Upgraded Middle School, Bhogaon, Block - Kadwa, P.S. - Kadwa, District -
Katihar.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Giri
For the Respondent/s : Mr. Ram Balak Mahto

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL JUDGMENT

Date: 14-09-2017

Heard learned counsel for the petitioner and counsel for
the State.

In this case the petitioner is challenging the order dated
15.12.2016, whereby and whereunder, the petitioner has been
transferred from Upgraded Middle School, Bhogaon, Kadwa to the
Upgraded Middle School, Sikorna, Kadwa.

The petitioner was promoted from Matric Trained Scale
to Graduate Trained Scale and allowed to work on Graduate Trained



Scale in the same school and, later on, by the impugned order dated 15.12.2016, he has been transferred from Upgraded Middle School, Bhogaon, Kadwa to the Upgraded Middle School, Sikorna, Kadwa.

Learned counsel for the petitioner submits that within ten days, the subsequent transfer order has been issued and, that too, only against certain persons. It has further been submitted that it has been done with the successor, he was posted at Sikorna, Kadwa and transferred to Bhogaon, Kadwa whereas the petitioner was posted at Bhogaon, Kadwa and transferred to Sikorna, Kadwa.

In the opinion of this Court, firstly the petitioner must join the new place of posting and if, thereafter, still he has a grievance, he may file an application before the appropriate authority raising his grievance and the Authority concerned will look into the matter and take decision in accordance with law.

With the aforementioned observation, this application is disposed of.

(Shivaji Pandey, J)

Rishi/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	21.09.2017
Transmission Date	NA

