

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9967 of 2019

1. Renu Kumari wife of Girindra Kumar Verma resident of village- Chamhera, P.S.- Ekangarsarai, District- Nalanda.
2. Sangita Rani wife of Muneshwar Prasad resident of village- Kundawapar, P.S.- Ekangarsarai, District- Nalanda.
3. Sunita Kumari wife of Naval Kishor Prasad resident of village- Fagunipar, P.S. Ekangarsarai, District- Nalanda.
4. Asha Kumari wife of Rameshchandra Prasad resident of Ekangarsarai west side of Railway, P.S.- Ekangarsarai, District- Nalanda.
5. Sudhir Kumar son of Late Rajaram Prasad resident of F-3 Barhia House Indrapuri Path Saristabad, P.S. Gardanibagh, District- Patna.
6. Sanjay Kumar son of Late Raghunandan Prasad resident of village- Baurisarai, P.S.- Khodaganj, District- Nalanda.
7. Sanjay Kumar son of Ramgulam Sharma resident of village- Rarhil, P.S.- Telhara, District- Munger.
8. Ajay Kumar Singh son of Vishwnath Singh resident of village- Ekangarsarai, P.S.- Ekangarsarai, District- Nalanda.
9. Bindu Prasad son of Late Vasodeo Prasad Singh resident of village- Saidpur, P.S. Telhara, District- Nalanda.
10. Sarwesh Kumar son of Jagdish Prasad resident of village- Arpa, P.S. Hilsa, District- Nalanda.
11. Ramesh Kumar son of Late Shyam Bihari Prasad Singh resident of Mohalla- Chaudhary Colony, Naisarai Bihar Sharif, P.S.- Bihar, District- Nalanda.
12. Ranjeet Prasad son of Late Yugeshwar Prasad resident of village- Narauli, P.S.- Salimpur, District- Patna.
13. Bhushandeo Chudhary son of Nandkishore Chaudhary resident of village- Kadil Bigha, P.S. Rahui, District- Nalanda.
14. Awdhesh Kumar son of Mayanand Prasad resident of Mohalla- New Atwarpur, P.S. - Parsa Bazar, District- Patna.
15. Sanjay Kumar Singh son of Late Lakhan Singh resident of village- Malawan, P.S.- Hilsa, District- Nalanda.
16. Satyawar Sharma son of Ram Chandra Sharma resident of village- Naganausa, P.S. Naganausa, District- Nalanda.
17. Arun Kumar son of Ram Pyare Singh resident of village- Alipur, P.S. Hilsa, District- Nalanda.
18. Bipin Kumar son of Jagdev Singh resident of village- Kolhara Bigha, P.S.- Aungari, District- Nalanda.
19. Kalpana D/o Late Kailash Prasad resident of Mohalla- Kushum Colony, PS- Hilsa, District- Nalanda.
20. Nripendra Kumar Sinha son of Late Ramchandra Prasad resident of Mohalla- Kushumcolony, P.S. Hilsa, District- Nalanda.



21. Sudhir Kumar son of Late Ramjeevan Sinha resident of Khagaria, P.S.- Ekangarsarai, District- Nalanda.
22. Manoj Kumar son of Late Janardan Prasad Sinha resident of village- Ekangarsarai, P.S.- Ekangarsarai, District- Nalanda.
23. Hiralal Chaudhary son of Late Ramjee Chaudhary resident of village- Telhara, P.S.- Telhara, District- Nalanda.
24. Mina Kumari wife of Jitendra Sharma resident of village- Navgarh, P.S.- Telhara, District- Nalanda.
25. Naval Kishore Prasad son of Sidheshwar Prasad resident of village- Fagunipar, P.S. Ekangarsarai, District- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Human Resources Development Department, Govt. of Bihar, Patna.
2. The Director, Primary Education, Bihar, Patna.
3. The Regional Deputy Director of Education, Patna Division, Patna.
4. The District Magistrate, Nalanda.
5. The District Education Officer, Nalanda at Bihar Sharif.
6. The District Programme Officer (est), Nalanda at Bihar Sharif.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Prasad
For the Respondent/s : Smt. Binita Singh (Sc28)

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

3 01-07-2019 Transfer is an incident of service and courts are not suppose to interfere with the order of transfer unless it is vitiated on account of mala fide or if there is legal bar in transfer.

Learned counsel appearing on behalf of the petitioners would submit that ordinarily the Headmaster is not transferred but petitioners have been transferred twice within a period of two years.

Considering the fact that post of petitioners is



transferable, the Court is not inclined to interfere with the transfer order. However, liberty shall be available to the petitioners to approach the respondents for consideration of their cases for transfer or posting at appropriate place in terms of the policy decision of the State.

Necessary decision in this regard may be taken by the respondents within a period of sixty days from the date of receipt/production of a copy of this order.

With the aforesaid, the writ petition stands disposed of.

(Anil Kumar Upadhyay, J)

Ravi/-

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