

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13612 of 2019

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Arun Prakash S/o Late Sitaram Sharma Resident of Village- Bhor, P.S.-
Tekari, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Education Department, Govt. of Bihar, Patna.
2. The Director, Primary Education, Education Department, Govt. of Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Chandra Shekhar Singh
For the Respondent/s : Smt.Shilpa Singh (Ga12)

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 08-07-2019 Having regard to the fact that ordinarily petitioner is aggrieved by the his transfer before completion of two years tenure.

The post of the petitioner is transferable. Transfer is an incident of service, the State Government took policy decision fixing Kalawadhi and as such ordinarily no employee can be transferred before completion of Kalawadhi.

Considering the fact that petitioner has continued as Block Education Officer for one and half years whereas Kalawadhi is two years the Court is not inclined to grant any indulgence in the present proceeding. However, liberty shall be available to the petitioner to represent the authority concerned after joining new post in compliance of the direction of the



authority concerned and the authority concerned shall consider
the case of the petitioner in accordance with law.

With the aforesaid, the writ petition stands disposed
of.

(Anil Kumar Upadhyay, J)

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