

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19387 of 2019

1. Prakash Mehta, Son of Sri Panchu Mehta, Resident of Village- Pathari, Police Station- Atari, District- Gaya. Presently residing at Mohalla- New Colony Bhaluahi Kharkhura, Police Station- Delha, District- Gaya. At present posted and working as a Headmaster in Govt. Middle School Belarpur, Anchal- Mohanpur, District- Gaya.
2. Arun Kumar, Son of Late Kali Krishna Pd., Resident of Mohalla- Gol Bagaicha, Police Station- Kotwali, District- Gaya. At present posted and working as a Headmaster in Govt. Middle School Ganghar, Anchal- Bodh Gaya, District- Gaya.
3. Anil Kumar, Son of Late Bishundev Thakur, Resident of Village- Sanaut, Police Station- Muffasil, District- Gaya. At present posted and working as a Headmaster in Govt. Middle School Bagula, Anchal- Mohanpur, District- Gaya.
4. Manoj Kumar (M), Son of Late Basudeo Narayan, Resident of Mohalla- Badki Delha Dularganj, P.S.- Delha, District- Gaya. At present posted and working as a Headmaster in Govt. Middle School Gauharpur, Anchal- Konch, District- Gaya.
5. Indal Paswan (M), Son of Late Ramchandra Paswan, Resident of Mohalla- Dhaniya Bagaicha, Tekari Road, P.S.- Delha, District- Gaya. At present posted and working as a Headmaster in Govt. Middle School Garwaiya, Anchal - Dobhi, District- Gaya.
6. Md. Naseem Ahmad, Son of Md. Idris Khan, Resident of Mohalla- Aliganj, Road No. 6, Near- Masjid, P.S. Chandauti, District- Gaya. At present posted and working as a Trained Graduate Teacher in Govt. Upgraded Middle School Tepa, Anchal- Tekari, District- Gaya.
7. Anwar Ali Khan, Son of Late Rafique Khan, Resident of Mohalla- Aliganj Road No. 1/A, Near Nalanda School, Police Station- Chandauti, District- Gaya. At present posted and Working as a Trained Graduate Teacher in Govt. Middle School Shahbazpur, Anchal- Tekari, District- Gaya.
8. Md. Shoaib Uddin, Son of Badruddin, Resident of Village- Gol Bagaicha, Police Station- Muffasil, District- Gaya. At present posted and working as a Headmaster in Govt. Middle School Budhaul, Anchal- Fatehpur, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Additional Chief Secretary-cum-the Principal Secretary, Education Department, Govt. of Bihar, Patna.
3. The Director, Primary Education, Bihar, Patna.
4. The Regional Deputy Director of Education, Magadh Division, Gaya.
5. The District Education Officer-cum-the Chairman, District Elementary Teachers Promotion and Transfer Committee, Gaya.



6. The District Education Officer, Gaya.
7. The District Programme Officer (Establishment)-cum-the Member Secretary, District Elementary Teachers Promotion and Transfer Committee, Gaya.
8. The District Programme Officer (Establishment), Gaya.
9. The Block Education Officer, Bodhgaya, District- Gaya.
10. The Block Education Officer, Mohanpur, District- Gaya.
11. The Block Education Officer, Konch, District- Gaya.
12. The Block Education Officer, Chandauti, District- Gaya.
13. The Block Education Officer, Dobhi, District- Gaya.
14. The Block Education Officer, Tekari, District- Gaya.
15. The Block Education Officer, Fatehpur, District- Gaya.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Mishra
For the Respondent/s : Smt.Binita Singh (Sc28)

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 23-09-2019 Heard learned counsel for the petitioners and the respondents.

The present writ application has been filed for a direction to the respondent to transfer the petitioners as per Rule 3 read with Rule 5 (Kha) of Bihar Nationalized Elementary Teacher Transfer (Disciplinary Action and Promotion), Rules, 2018.

Without entering into the merit, the present writ application is disposed of with a direction to the District Programme Officer (Establishment), Gaya to consider the case of the petitioners for transfer in terms of Rule 3 read with Rule 5



(Kha) of Bihar Nationalized Elementary Teacher Transfer
(Disciplinary Action and Promotion), Rules, 2018 at the earliest
preferably within a period of 60 days from the date of
receipt/production of a copy of this order.

(Anil Kumar Upadhyay, J)

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