

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3183 of 2020

1. Prem Kumar Son of Late Chhote Lal Pandey, Resident of Village-Berouata, Police Station-Narhat, District-Nawada. At present posted as working as a Headmaster in Gandhi Middle School Samai, Block-Nawada, District-Nawada.
2. Rajesh Kumar, Son of Sri Suresh Prasad Sharma, Resident of Mohalla-Gandhi Nagar (South of Church), Police Station-Nawada, District-Nawada. At present posted in Upgraded Middle School Derma, Block-Akbarpur, District-Nawada.
3. Awadhesh Kumar, Son of Shri Kailash Paswan, Resident of Village-Jiuri, Police Station-Pakribarwan, District-Nawada. At present posted as a Headmaster in Upgraded Middle School Morma Roh, Block-Roh, District-Nawada.
4. Deepak Kumar, Son of Late Ganesh Rao, Resident of Mohalla-Kurmi Tola Hisua, Post Office-Hisua, Police Station-Hisua, District-Nawada. At present posted in Upgraded Middle School Bhawanpur, Block-Govindpur, District-Nawada.

... .. Petitioners

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, Nawada.
5. The District Education Officer-cum-the Chairman, District Elementary Teachers Promotion and Transfer Committee, Nawada.
6. The District Education Officer, Nawada.
7. The District Programme Officer (Establishment)-cum-the Member Secretary, District Elementary Teachers Promotion and Transfer Committee, Nawada.
8. The District Programme Officer (Establishment), Nawada.
9. The Block Education Officer, Nawada, District-Nawada.
10. The Block Education Officer, Akbarpur, District-Nawada.
11. The Block Education Officer, Roh, District-Nawada.
12. The Block Education Officer, Govindpur, District-Nawada.

... .. Respondents

Appearance :

For the Petitioners	:	Mr.Umesh Kumar Mishra, Advocate
For the Respondents	:	Mr.Madhaw Pd. Yadaw GP23

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY



ORAL ORDER

2 24-02-2020 Heard learned counsel appearing on behalf of the petitioners and learned counsel appearing on behalf of the State.

The present writ application has been filed for a direction to the respondents 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), Nawada 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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