

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5175 of 2026

Rashmi Jha D/o- Rati Kant Jha, W/o Sunil Kumar Jha, R/o Qtr. no.- 4 Patna Collegiate School, Dariapur, P.S.- Gandhi Maidan Distt.- Patna, present address, r/o Parmeshwari Dayal Lane, near State Bank of India, Mahendru, P.S.- Sultanganj, Distt.- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Education, Govt. of Bihar at Patna.
2. The Principal Secretary, Department of Education, Govt. of Bihar at Patna.
3. The Director, Department of Education, Govt. of Bihar at Patna.
4. The District Magistrate, Patna at Patna.
5. The District Education Officer, Patna at Patna.
6. The District Programme Officer, (Estb.), Patna at Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Amresh Kumar Sinha
For the Respondent/s : Mr.Standing Counsel (25)

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA
ORAL ORDER

2 15-04-2026 Heard the learned counsel for the petitioner and the
learned counsel for the despondent-State.

2. With the consent of the parties, this writ application
is being disposed of at this stage itself.

3. In the present writ application, the petitioner
has prayed for grant of following relief:-

*“To issue a Writ (s) MANDMUS in nature
directing the respondents authorities to
transfer the petitioner on application made
by petitioner on basis of departmental order
as contained in memo no. 02-06/2024-2035*



*dt. 21/11/2024 preferably on given 10 choice
on ground of Husband and wife both working
as +2 teacher in State of Bihar.”*

4. The learned counsel for the petitioner submits that the case of the petitioner is squarely covered by order dated 02.02.2026 passed in CWJC No. 1643 of 2026 by this Court, which has been brought on record by way of Annexure-P/7. He, therefore, submits that the representation filed by the petitioner on 29.06.2025 (Annexure-P/5) may be ordered to be disposed of, within a fixed time-frame, after giving an opportunity of hearing to the petitioner.

5. To the aforesaid submission made by learned counsel for the petitioner, the learned counsel appearing for the respondent-State, does not have any objection.

6. Considering the limited nature of prayer made by the learned counsel for the petitioner, this writ application is disposed of, directing the District Education Officer, Patna (respondent no.5) to dispose of the pending representation of the petitioner dated 29.06.2025 (Annexure-P/5) within eight weeks from the date of receipt/production of a copy of this order, after giving an opportunity of hearing to the petitioner.

7. Needless to emphasize that the final order, which shall be passed by the District Education Officer, Patna



(respondent no.5), should be a reasoned and speaking order, and in case the petitioner is found entitled to the relief(s), which the petitioner would be claiming through the representation, then the same should be extended to the petitioner within a period of one month from the date of passing of the final order by the District Education Officer, Patna (respondent no.5).

8. With the aforesaid observation/direction the present writ application stands disposed of.

9. All pending interlocutory application(s), if any, shall also be deemed to have been disposed of.

(Alok Kumar Sinha, J)

HR/-

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