IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11327 of 2022

CNR No. BRHC010600722022

==========

Ajay Kumar S/o- Kapildeo Prasad, R/o- Village- Shakir Bigha, P.O.- Samasapur, P.S.- Belanganj, District- Gaya, Bihar, 804403. At present posted as an Assistant Teacher in Nagalal Agarwal Middle School, Belaganj, Gaya.

... ... Petitioner/s

Versus

1. The State of Bihar through its Principal Secretary Education Department, Govt. of Bihar, Patna.
2. The Principal Secretary, Education Department, Govt. of Bihar, Patna.
3. The Director, Primary Education, Govt. of Bihar, Patna.
4. The Block Development Officer, Belaganj, Gaya.
5. The District Education Officer, Gaya.
6. The District Programme Officer, (Establishment), Gaya.
7. The Block Education Officer, Belanganj, Gaya.

... ... Respondent/s

==========

Appearance :
For the Petitioner/s : Mr. Rama Kant Singh, Advocate
For the Respondent/s : Mr. Ram Tujabh Singh, SC- 38
Mr. Janmejay Giridhar, AC to SC- 38

==========

CORAM: HONOURABLE MR. JUSTICE KUMAR MANISH

ORAL ORDER

14 06-11-2026 Heard learned counsel for the petitioner, Mr. Rama Kant Singh, Mr. Ram Tujabh Singh, learned SC- 38 along with Mr. Janmejay Giridhar, learned AC to SC- 38 on behalf of the State.

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

3. The petitioner has preferred this writ application for a direction to the respondent authorities to not transfer the petitioner from Nagalal Agrwal Middle School, Belaganj to

WEB COPY

Middle School Shakir Bigha, Belaganj after revocation of his suspension.

4. As per Annexure- 4 to this writ application, the petitioner's suspension was revoked and he was transferred to Middle School Shakir Bigha, Belaganj. Now, the grievance of the petitioner is that after revocation of his suspension, he has been transferred outside the Panchayat against the rules and regulations of Panchayat/ Prakhand Teacher.

5. At the very outset, it is submitted that the District Education Officer, Gaya (respondent no. 5) may be directed to consider the case of the petitioner for which the petitioner is ready to file a fresh representation.

6. Learned counsel for the State submits that the petitioner may be directed to file a fresh representation providing details of his service profile along with supportive documents and materials for adjudication of his grievance.

7. Considering the above, the petitioner is directed to file a fresh representation before the District Education Officer, Gaya (respondent no. 5) along with all supported documents within a period of four weeks from today.

8. If the representation is filed within the stipulated time, the District Education Officer, Gaya (respondent no. 5)

WEB COPY

shall dispose of the same within a period of eight weeks from the date of receipt of the representation.

9. It is needless to emphasize that the final order which shall be passed by the District Education Officer, Gaya (respondent no. 5) should be a reasoned and speaking order and opportunity of hearing should be granted to the petitioner.

10. It is further clarified that if the District Education Officer, Gaya (respondent no. 5) comes to the conclusion that the petitioner is entitled to the relief which he would be claiming through his representation, the same should be extended to the petitioner within a period of four weeks from passing of the final order.

11. With the aforesaid observations/directions and liberty as granted, the present writ application stands disposed of.

(Kumar Manish, J)

barkha/-

U			

WEB COPY