

GAHC040000122026



**THE GAUHATI HIGH COURT**  
**(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)**  
**(ITANAGAR BENCH)**

**Case No. : WP(C)/7/2026**

Hibu Tana  
Son of Shri Hibu Khoda, permanent resident of Village Hong, PO and PS Ziro, Lower  
Subansiri District, Arunachal Pradesh 791120

VERSUS

The State of AP and 2 Ors  
represented by the Principal Secretary, Department of Environment, Forest and  
Climate Change (EF and CC), Govt of Arunachal Pradesh, Itanagar. 2:The  
Principal Chief Conservator of Forest and Head of Forest Force  
Age: 0  
Occupation :  
Govt of Arunachal Pradesh  
Itanagar.

3:Sumit Choudhary  
Age: 0  
Occupation :  
Assistant Conservator of Forest (on probation)  
APFTI  
Roing  
Lower Dibang Valley District  
Arunachal Pradesh

**Advocate for the Petitioner** : Khoda Tama, Radhe Sumpa,R Barman,Tasso Dodung,Khoda  
Yubey,Jambey Tsering,T Lampung,Hinti Jeram

**Advocate for the Respondent** : GA (AP),

**BEFORE**  
**HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND**

**ORDER**

**07.01.2026**

1. Heard learned counsel Mr. K. Tama for the petitioner Hibu Tana who is aggrieved by the transfer order dated 24.12.2025 issued by the respondent No. 2.
2. Also heard learned Senior Government Advocate Mr. R. H. Nabam for respondent Nos. 1 & 2.
3. It is submitted on behalf of the petitioner that during his tenure of 1 year 8 months, he has been transferred twice, whereas, according to the guidelines of Transfer and Posting prevailing in the State of Arunachal Pradesh, an employee cannot be transferred from his present place of posting to another place within 2 years. After completing a minimum tenure of 2 years, an employee/incumbent can be transferred to another place.
4. It is further submitted that in WP(C) No. 364/2024, more particularly, in Annexure-F of the petition, an order has been passed by this Court suspending the order of transfer of the petitioner vide order dated 28.01.2024 from Dibang Forest Division, Roing to Mehao WLS Division, Roing. Violating this order, the impugned order of transfer was passed dated 24.12.2025. Moreover, it is submitted that the post which will be vacated by the present petitioner after his transfer is directed to be filled up by another incumbent who is Junior in cadre and this is against the decision of this Court in WP(C) No. 76/2025 in *Mori Riba Vs. The State of Arunachal Pradesh & 2 Ors.*
5. I have considered the submissions at the Bar. It appears that the impugned order may be suspended atleast till the next date of listing.
6. Issue notice to the respondents returnable on 28.01.2026.
7. Meanwhile, the order dated 24.12.2025, issued by the PCCF & HoFF (EF

&CC) is stayed till the next date.

8. List on 28.01.2026.

**JUDGE**

**Comparing Assistant**