

GAHC040016572025



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

Case No. : WP(C)/471/2025

Khoda Mudho

Son of Shri Khoda Talley, presently residing at Govt Quarter T-IV, High Region
Pasighat, PO and PS Pasighat, East Siang District, Arunachal Pradesh.

VERSUS

The State of AP and 6 Ors
through the Secretary (Rural Development) Govt of Arunachal Pradesh, Itanagar.
2:The Secretary (Rural Development)

Age: 0

Occupation :

Govt of Arunachal Pradesh
Itanagar.

3:The Director

Age: 0

Occupation :

Rural Development Department
Itanagar.

4:The Deputy Director (Rural Development)

Age: 0

Occupation :

Pasighat
Arunachal Pradesh.

5:The Project Director

Age: 0

Occupation :

Rural Development
Govt of Arunachal Pradesh.

6:The Deputy Commissioner

Age: 0
Occupation :
Pasighat
Arunachal Pradesh.

7:Sanjay Kumar Srivastava
Age: 0
Occupation :
Extension Officer (Rural Engineering)
Directorate of Rural Development
Itanagar

Advocate for the Petitioner : Khoda Tama, Khoda Yubey, T Lampung, Tasso Dodung, Jambey
Tsering, Hinti Jeram

Advocate for the Respondent : GA (AP),

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 24.09.2025

Heard Mr. K. Tama, learned counsel for the petitioner.

Challenge made in this writ petition is to the transfer order dated 09.08.2025, issued by the Secretary, Rural Development Department, Government of Arunachal Pradesh, whereby the petitioner, presently serving as Technical Assistant (RE) and functioning as In-Charge Assistant Project Officer (RE) [APO(RE)] at Pasighat Division, has been transferred to the Office of the

Deputy Director (RD), Ziro, as Technical Assistant (RE), and in his place, respondent No. 7, who is presently serving as Extension Officer (RE) in the Directorate of Rural Development Department, has been posted as In-Charge APO(RE) at Pasighat.

It is the contention of the learned counsel for the petitioner that the petitioner, who is holding the post of Technical Assistant (RE), a post higher in rank than the post of respondent No. 7, has been transferred arbitrarily to accommodate respondent No. 7, that too in violation of the transfer and posting guidelines, as the petitioner has been serving at Pasighat as In-Charge APO(RE) only for about 10 (ten) months.

Issue notice to the respondents, returnable by 4 (four) weeks.

As Mr. N. Ratan, learned Additional Advocate General, enters appearance and accepts notice on behalf of respondent Nos. 1 to 6, no formal notice is required to be issued to the said respondents. However, he shall be furnished with requisite extra-copy of the petition.

Petitioner to take steps for service of notice upon respondent No. 7 by registered post with A/D as well as through usual process within 3 (three) working days from today.

Considering that the issue pertains to transfer and posting, and both the petitioner and respondent No. 7 are functioning or have been allowed to function as In-Charge APO(RE), no interim order is called for at this stage. However, it is provided that the pendency of this writ petition shall not be a bar for the respondent authorities to consider and dispose of the representation

dated 17.09.2025, filed by the petitioner, on its own merit.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant