

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/LETTERS PATENT APPEAL NO. 1278 of 2025

In R/SPECIAL CIVIL APPLICATION NO. 8753 of 2025

With

CIVIL APPLICATION (FOR STAY) NO. 1 of 2025

In R/LETTERS PATENT APPEAL NO. 1278 of 2025

With

R/LETTERS PATENT APPEAL NO. 1279 of 2025

In

R/SPECIAL CIVIL APPLICATION NO. 9575 of 2025

With

**CIVIL APPLICATION (FOR STAY) NO. 1 of 2025 In R/LETTERS PATENT
APPEAL NO. 1279 of 2025**

In

R/SPECIAL CIVIL APPLICATION NO. 9575 of 2025

With

R/LETTERS PATENT APPEAL NO. 1286 of 2025

In

R/SPECIAL CIVIL APPLICATION NO. 9727 of 2025

With

**CIVIL APPLICATION (FOR STAY) NO. 1 of 2025 In R/LETTERS PATENT
APPEAL NO. 1286 of 2025**

In

R/SPECIAL CIVIL APPLICATION NO. 9727 of 2025

With

R/LETTERS PATENT APPEAL NO. 1295 of 2025

In

R/SPECIAL CIVIL APPLICATION NO. 9177 of 2025

With

**CIVIL APPLICATION (FOR STAY) NO. 1 of 2025 In R/LETTERS PATENT
APPEAL NO. 1295 of 2025**

In

R/SPECIAL CIVIL APPLICATION NO. 9177 of 2025

With

R/LETTERS PATENT APPEAL NO. 1296 of 2025

In

R/SPECIAL CIVIL APPLICATION NO. 8354 of 2025

With

**CIVIL APPLICATION (FOR STAY) NO. 1 of 2025 In R/LETTERS PATENT
APPEAL NO. 1296 of 2025**

In

R/SPECIAL CIVIL APPLICATION NO. 8354 of 2025

With

R/LETTERS PATENT APPEAL NO. 1302 of 2025

In
R/SPECIAL CIVIL APPLICATION NO. 9497 of 2025
 With
**CIVIL APPLICATION (FOR STAY) NO. 1 of 2025 In R/LETTERS PATENT
 APPEAL NO. 1302 of 2025**
 In
R/SPECIAL CIVIL APPLICATION NO. 9497 of 2025
 With
R/LETTERS PATENT APPEAL NO. 1305 of 2025
 In
R/SPECIAL CIVIL APPLICATION NO. 9872 of 2025
 With
**CIVIL APPLICATION (FOR STAY) NO. 1 of 2025 In R/LETTERS PATENT
 APPEAL NO. 1305 of 2025**
 In
R/SPECIAL CIVIL APPLICATION NO. 9872 of 2025
 With
R/LETTERS PATENT APPEAL NO. 1306 of 2025
 In
R/SPECIAL CIVIL APPLICATION NO. 9498 of 2025
 With
**CIVIL APPLICATION (FOR STAY) NO. 1 of 2025 In R/LETTERS PATENT
 APPEAL NO. 1306 of 2025**
 In
R/SPECIAL CIVIL APPLICATION NO. 9498 of 2025

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JAGRUTIBEN JAGDISHBHAI TANDEL & ORS.

Versus
 STATE OF GUJARAT & ORS.

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Appearance:

MR GAURAV K MEHTA(5227) for the Appellant(s) No. 1,2,3,4,5,6,7,8
 GOVERNMENT PLEADER for the Respondent(s) No. 1,2

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CORAM: HONOURABLE MR. JUSTICE BHARGAV D. KARIA
 and
HONOURABLE MR. JUSTICE L. S. PIRZADA

Date : 15/12/2025

ORAL ORDER
(PER : HONOURABLE MR. JUSTICE BHARGAV D. KARIA)

1. Learned advocate Mr. Gaurav K. Mehta for the appellants

submitted that by communication dated 28.05.2025, the State Government has virtually amended the prevailing Rules on seniority of the Head Teachers, who have been transferred voluntarily from one district to another district for the purpose of taking the charge of Head Teacher. It was submitted that as per the communication dated 15.04.2025, such teachers would be considered in the seniority of the particular school from the date of assuming charge in the school whereas, as per communication dated 28.05.2025, seniority of such teachers in the school is directed to be considered from the date of appointment in the department. It was submitted that the Rules framed under Section 227 of the Gujarat Panchayats Act, 1993 are clear to the effect that the teacher on voluntary transfer from one district to another would be placed last in the seniority list of the particular school.

2. Considering the above submissions, issue notice, returnable on 22.12.2025.

3. To be listed on the top of the Board.

(BHARGAV D. KARIA, J)

(L. S. PIRZADA, J)

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Original copy of this order has been signed by the Hon'ble Judges.
Digitally signed by: HITESHKUMAR JAGDISHBHAI PANCHAL(HC00195), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 17/12/2025 15:09:57