

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No.10066/2026

Jayanti Lal S/o Shri Babu Lal, Aged About 41 Years, Resident Of
Village Karwara, Tehsil Raniwara, District Jalore.

-----Petitioner

Versus

1. State Of Rajasthan, Through Secretary, Department Of
Education, Govt. Of Rajasthan Secretariat, Jaipur.
2. The Director, Secondary Education, Rajasthan, Bikaner.
3. District Education Officer (Headquarter), Secondary
Education, Jalor.
4. The Tehsil Census Officer, Tehsildar Sanchor, District Jalor.

-----Respondents

For Petitioner(s)	:	Mr. Ramavatar Singh Mr. Shaitan Singh
For Respondent(s)	:	Mr. Rajendra Singh for Mr. Sajjan Singh Rathore, AAG

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

08/05/2026

By way of filing the present writ petition, the petitioner has
prayed for the following reliefs:-

*"It is, therefore respectfully prayed that your Honor
may graciously be pleased to accept and allow this writ
petition and*

*A. By an appropriate writ, order or direction the impugned
transfer order dated 10.01.2026 (Annexure-2) passed by
respondent no. 2 as well as the Impugned Relieving order
dated 01.05.2026 (Annexure-5) passed by the Respondent
No.4 may kindly be declared illegal, arbitrary, unjust and
same may kindly be quashed and set aside.*

*B. By an appropriate writ, order or direction respondent no.
2 may kindly be directed to continue the petitioner's service
on the post of Lecturer (I-Grade) (Hindi Literature) at Govt.
Senior Secondary School, Agar, District-Jalor.*

C. Any other appropriate writ, order or direction which this Hon'ble Court deems just and proper may kindly be passed in favour of the petitioner."

2. The petitioner, who is holding the post of Lecturer (I-Grade) (Hindi Literature), has, by way of the present writ petition, assailed the correctness and validity of the transfer order dated 10.01.2026 issued by the competent authority of the respondent department, whereby he has been transferred from Government Senior Secondary School, Agar, Jalore to Government Senior Secondary School, Meda, Raniwara, District Jalore. The challenge to the transfer order has primarily been made on the ground that the petitioner is presently discharging duties as a Census Officer under the directions of the Census Officer-cum-Tehsildar, Sanchoe. It has been contended that instructions have been issued by the State Government from time to time directing that census work be completed in a time-bound manner and that officers engaged in census operations should not be transferred or shifted till completion of the entire census exercise.

3. In the opinion of this Court, the petitioner, who is serving in the respondent department on the post of Lecturer (I-Grade), has no indefeasible right to remain posted at a particular place. Transfer of a Government employee is an incident of service and, therefore, is not ordinarily open to challenge unless the transfer order has been issued by an incompetent authority, is in violation of any statutory rule, or is the result of mala fide exercise of power. Merely because the petitioner is presently discharging duties as a Census Officer does not divest the competent authority of its power to transfer him from one place to another. Any difficulty that may arise in the discharge of census-related work

due to the petitioner's transfer is a matter to be addressed by the concerned census authorities, and the petitioner, who is otherwise holding a transferable post, cannot claim retention at a particular place solely on the aforesaid ground. It is also pertinent to note that, pursuant to the impugned transfer order dated 10.01.2026, the petitioner has already been relieved from the duties assigned to him in connection with census operations by the Census Officer-cum-Tehsildar, Sanchore.

4. In view of the aforesaid, no case for interference with the impugned transfer order is made out. Accordingly, the present writ petition stands dismissed.

5. The stay petition and all pending applications, if any, also stand disposed of.

(KULDEEP MATHUR),J