

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

S.B. Civil Writ Petition No. 14639/2026

CNR: RJHC010673382026

URN: CW / 26715U / 2026

Makbool Ahmad S/o Abdul Aziz, Aged About 48 Years, R/o 58,
Amrit Nagar-Ii, Canal Road, Borkhera, Kota, Rajasthan.

----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary, School Education Department, Govt. Secretariat, Jaipur
2. The Director, Secondary Education, Rajasthan, Bikaner.
3. The Joint Director, School Education, Kota Division, Kota.
4. The Principal, Govt. Sr. Secondary School, Govind Nagar, Kota.
5. Sarita Gupta, Sr.teacher (English) At Govt. Sr. Secondary School, Lodhaheera, Kota

----Respondents

For Petitioner(s) : Mr. Hans Raj Nimbar

For Respondent(s) : Mr. N.K. Mehta, AGC

HON'BLE DR. JUSTICE NUPUR BHATI

Order

17/07/2026

1. The instant writ petition has been filed by the petitioner with following prayer:-

“i) By an appropriate writ, order and direction, the Impugned Transfer order dated 07.07.2026 (Annex-1) and Relieving Order dated 08.07.2026 (Annex-2) may kindly be quashed and set aside.

ii) By an appropriate writ, order and direction, the respondents be directed to continue the petitioner on the post of Sr. Teacher at the present place of posting i.e. Govt. Sr. Secondary School, Govind Nagar, Kota.

iii) Pass any other appropriate order which this Hon'ble Court may deem fit, just and proper in the facts and circumstances of the case in favour of the petitioner.”

2. Learned counsel for the petitioner while placing reliance upon order dated 27.02.2025 passed by the Division Bench of this Court at Principal Seat, Jodhpur in ***D.B. Spl. Appl. Writ No.332/2025 : Pradeep Kumar Vs. State of Rajasthan and Ors.*** submits that the wife of the petitioner is posted in the District Kota and the present petitioner is transferred from Govt. Senior Secondary School, Govind Nagar, Kota to Govt. Senior Secondary School, Kanwadi, District Jhalawar. He also submits that it is duty of the respondents that the petitioner be transferred to the same place where his wife is working, who is also a Government servant.

3. Aforesaid contentions were opposed by learned AGC appearing on behalf of the respondents and he submits that due to administrative exigency the transfer has been effected but considering the grievance as raised by the petitioner, the petitioner is free to make a representation to the Department, which will consider the representation on the grounds raised by the petitioner and this petition can be disposed at this stage.

4. Heard learned counsel for the parties.

5. Considered the grievance raised herein, the petitioner is given a liberty to submit a representation to the respondents-Authority within a period of one week from today raising all grounds and the respondents-Authority are directed to decide the representation with a reasoned and speaking order within a period of 30 days from date of receipt of representation. After the order, the respondents are under an obligation to communicate the decision to the petitioner either by way of speed post or through E-mail, if petitioner has provided E-mail in his representation. If

the petitioner is still aggrieved, he has a liberty to approach this Court with fresh petition.

6. In the meanwhile, impugned order dated 08.07.2026 (Annex.1) qua the present petitioner shall remain stayed till disposal of the representation, by the respondents.

7. With the aforesaid directions, the present writ petition with pending application, if any, stands disposed of.

8. It is made clear that in case the petitioner does not file representation within a period of one week from today, the interim order granted by this Court shall vacate automatically.

(DR.NUPUR BHATI),J