

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

S.B. Civil Writ Petition No. 14864/2026
CNR: RJHC010676022026 | URN: CW / 27044U / 2026

Sanjay Kumar Hadat S/o Raman Lal Hadat, aged about 36 years,
R/o. Ward No 11 Kherwa Fala, Udai Vilash Road, Kherwa School
Ke Piche Mandwa (Khedapa) Mehdwa With Chak I and II, District
Dungarpur Rajasthan 314401

-----Petitioner

Versus

The Secretary (Admn), Ajmer Vidhut Vitran Nigam Limited Ajmer
Rajasthan.

-----Respondent

For Petitioner(s)	:	Mr. Ripudaman Singh.
For Respondent(s)	:	Mr. Mrigraj Singh Rathore.

HON'BLE DR. JUSTICE NUPUR BHATI

Order

23/07/2026

1. The writ petition has been preferred by the petitioner with the following prayers:

“It is, therefore, most respectfully prayed by the petitioner before your Lordships that, this writ petition filed by the petitioner, may kindly be allowed with cost and;

(a) By, an appropriate writ, order or direction, the impugned order dated 10.07.2026 (Annex-5) passed by the respondent may kindly be quashed and set aside qua the petitioner.

(b) Any other appropriate order or direction, which this Hon'ble Court considers just and proper in the facts and circumstances of this, may kindly be passed in favor of the petitioner.”

2. Briefly stated, the facts of the case, as narrated in the writ petition are that the petitioner, appointed and serving as Junior Engineer (JEN), was placed on additional charge at AEN (Project),

Ajmer Vidyut Vitran Nigam Limited, Dungarpur by order dated 15.06.2020. Subsequently, by order dated 21.02.2024 he was transferred from JEN (Project), Dungarpur to AEN (O&M), Ghatol with an appended note denying him travelling allowance and joining time on the ground that only an "effective employee" is eligible for TA/DA. It is the case that he never sought or consented to that transfer, continued to function as Junior Engineer, and therefore challenged the order which led to S.B. Civil Writ Petition No.3354/2024 being filed and disposed of in his favour by this Court on 14.03.2024. The petitioner's wife is also a government Teacher. Now, by order dated 10.07.2026 (Annex.5), the respondent again transferred the petitioner from XEN (Project), Dungarpur to AEN (O&M-1), Banswara (Serial No. 83), recording that the petitioner had requested and consented to the transfer and denying TA/DA and joining time; the petitioner denies having made any such request or given consent and challenges the legality and arbitrariness of the said order, hence this writ petition.

3. Learned counsel for the petitioner submits that vide impugned order dated 10.07.2026 (Annex.5), the respondents have transferred the petitioner from XEN (Project), AVVNL Dungapur, to AEN (O&M), AVVNL, Banswara. He submits that in the transfer order, the respondents have mentioned few serial numbers of the employees who have been transferred indicating in it that all those employees shall not be entitled for TA/DA as per rules. However, petitioner serial No.83 has not been reflected in the said transfer order. He submits that the petitioner has been denied TA/DA indicating that the said transfer order has been made on the request of the petitioner, who submits that the

petitioner has not made any request, however, despite the same, the respondents have presumed that the petitioner has made a request and has been transferred.

4. Learned caveator submits that the same appears to be a typing mistake in the order as the petitioner has been transferred in administrative exigency and not upon his request.

5. Heard.

6. Taking into consideration the submissions of learned counsel for the parties that the impugned order dated 10.07.2026 (Annex.5) has been passed without application of mind and the respondents have conceded that there is an error in the transfer order, this Court deems it appropriate to quash and set aside the impugned order dated 10.07.2026 (Annex.5) qua the petitioner and the same is hereby quashed.

7. Accordingly, the writ petition is allowed.

8. The respondents would be at liberty to pass a fresh transfer order, if any exigency arises.

9. Pending applications, if any, also stand disposed of.

(DR.NUPUR BHATI),J