

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

S.B. Civil Writ Petition No. 15223/2026

CNR: RJHC010691122026

URN: CW / 27532U / 2026

Rajan Arora S/o Shri Kalwant Rai, Aged About 56 Years,
Presently Working As Principal And Equivalent, Government
Senior Secondary School, 4LI Dhingawali, District Sri
Ganganagar Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Its Principal Secretary,
Department Of Secondary Education, Government
Secretariat, Jaipur
2. Director, Secondary Education, Rajasthan, Bikaner, (Raj.)
3. Joint Director (Personnel), Directorate Of Secondary
Education, Rajasthan, Bikaner, (Raj.)
4. The District Education Officer, Secondary Education, Sri
Ganganagar, Rajasthan.
5. The Chief District Education Officer, Sri Ganganagar,
Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Kunal Upadhyay
For Respondent(s)	:	Mr. N.K. Mehta

HON'BLE DR. JUSTICE NUPUR BHATI

Order

17/07/2026

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

"It is, therefore, most humbly and respectfully
prayed that the present writ petition may kindly be
allowed and -

i) by an appropriate writ, order or direction, the
impugned transfer order dated 10.07.2026
(Annexure-3), whereby the petitioner has been
transferred from Government Senior Secondary

School, 4LL Dhingawali, District Sri Ganganagar to Government Senior Secondary School, Govindsar, District Sri Ganganagar may kindly be declared illegal and be quashed qua the petitioner with all consequential directions;

ii) by an appropriate writ, order or direction, the respondents may kindly be ordered to permit the petitioner to continue to work at the Government Senior Secondary School, 4LL Dhingawali, District Sri Ganganagar;

iii) any other appropriate writ, order or direction which this Hon'ble Court considers just and proper in the facts and circumstances of the present case, may kindly be passed in favour of the petitioner;

iv) costs of the writ petition may kindly be awarded to the petitioner."

Learned counsel for the petitioner submits that the petitioner is suffering from permanent disability of 100 per cent having visual impairment (blindness), however, the respondents vide order dated 10.07.2026 have transferred the petitioner from Government Senior Secondary School 4LL Dhinsawali, District Sri Ganganagar to Government Secondary School Govindsar, District Sri Ganganagar, which is situated at a distance of approximately 122 Km from present place of posting.

Learned counsel for the petitioner places reliance on order dated 22.01.2025 passed by the co-ordinate Bench of this Court in the case of Mukesh Modepatel (S.B. Civil Writ Petition No.1630/2025), wherein, the co-ordinate Bench in a case where the petitioner was specially-abled having disability of 85 per cent was transferred, has been allowed. The order is reproduced as under :

"1. Under challenge herein is an order dated 15.01.2025 (Annex.4) vide which, petitioner has been transferred from Panchayat Samiti Arthuna, Banswara to Panchayat Samiti, Sajjangarh, Banswara, which is at a distance of 50 km.

2. The petitioner is a specially abled (Locomotor Disabled-LD/CP) person, having 85% permanent disability in right upper limb. Yet, he has been transferred by totally ignoring the said fact.

3. The petition is duly supported by a sworn affidavit on oath. It appears to be a harsh case of extreme hardship but the same has been given a complete short shrift by the competent authority.

4. One should not remain oblivious to the humanitarian approach ought to be adopted while relocating an employee who suffers from disability.

5. In the present case, even otherwise, petitioner's father is stated to be a cancer patient and is dependent on him.

6. The State is supposed to act not only as a model employer but also a virtuous litigant. The adamancy and the mechanical approach as has been adopted by the respondents in the case of petitioner in passing the impugned order is being noticed only to be deprecated.

7. As an upshot, the writ petition is allowed. The impugned order dated 15.01.2025 (Annex.4) qua the petitioner is set aside. 8. All pending application (s), if any, shall stand disposed of. "

Learned counsel for the respondents opposes the writ petition, however, is not in a position to refute that the petitioner is suffering from 100 per cent visually impairment (blindness).

In view of the submissions made, taking into consideration the fact that the petitioner is suffering from 100 per cent permanent disability (blindness), the present petition is allowed. The impugned order dated 10.07.2026 (Annex.3) is quashed and set aside qua the petitioner. The respondents would be at liberty to pass transfer order afresh, in case required, taking into consideration the permanent disability of the petitioner assessed as 100 per cent.

(DR.NUPUR BHATI),J