

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 5258/2026

Ramawtar S/o Shri Late Gharsi Ram

-----Petitioner

Versus

State of Rajasthan & Ors.

-----Respondents

For Petitioner(s)	:	Mr. Sandeep Kalwaniya
For Respondent(s)	:	Mr. Manik Kaswan with Mr. Vishal Kumar & Ms. Pooja Sharma on behalf of Mr. Manoj Sharma, AAG

HON'BLE MR. JUSTICE ANAND SHARMA

Order

23/03/2026

Learned counsel for the petitioner submits that the petitioner challenged transfer order dated 10.01.2026 issued by Director, Secondary Education, Bikaner, whereby he was transferred from Seth Bhagwandas Kejriwal Government Senior Secondary School Bas Nanag, Jhunjhunu to Government Senior Secondary School, Bhojan, Churu, on the ground that the petitioner was subjected to frequent transfers/posting and nobody was posted against his post.

It is also submitted that date of retirement, on attaining age of superannuation, of the petitioner is 31.07.2027, therefore, in the light of judgment of ***Dr. Pushpa Mehta Vs. RCSAT & Ors.*** reported in ***RLW 2000 (1) Raj. 233***, the petitioner ought not to have been transferred.

Learned counsel for the petitioner submits that learned Tribunal without properly appreciating the facts of the case,

material on record and law prevailing at the relevant time, has dismissed the appeal filed by the petitioner. He also submits that as on today only 16 months are left in retirement of the petitioner.

Mr. Manik Kaswan, learned counsel, has put in appearance on behalf of Mr. Manoj Sharma, learned Additional Advocate General and accepts notices on behalf of the respondents and sought time to file reply to the writ petition.

Time sought for is granted.

In the meanwhile and till further orders, operation of order dated 10.01.2026 shall remain stayed qua the petitioner and the petitioner shall be permitted to continue his duties on the same post and at the same place, where he was working immediately prior to the date of impugned order.

Let the matter be listed on 29th April, 2026.

(ANAND SHARMA),J