

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Writ Petition No. 7661/2019

Rajesh Kumar Yadav Son Of Shri Mam Chand Yadav, Aged About 52 Years, Resident Of A-159, Hasan Khan Mewati Nagar, Alwar (Raj.)

-----Petitioner

Versus

Special Secretary To The Government, Higher Education Department And Commissioner, College Education, Jaipur.

-----Respondent

For Petitioner(s) : Mr. Dinesh Yadav Adv.

HON'BLE MR. JUSTICE ASHOK KUMAR GAUR

Order

26/04/2019

Counsel for the petitioner submitted that petitioner came to be transferred vide order dt. 5th March, 2019, from Raj Rishi Government College, Alwar to Osian. Counsel submitted that petitioner had approached the Tribunal and the Tribunal vide order dt. 12th April, 2019, has dismissed the appeal filed by the petitioner.

Counsel submitted that on the one hand petitioner was transferred from Alwar to Osian and immediately thereafter on 10th March, 2019, one candidate-Preety Aggarwal was transferred from Kekdi to Alwar in place of the petitioner.

Counsel submitted that now by transfer order dt. 5th March, 2019, there is one person-Gokul Ram Kacchava, who has been transferred from Osian to Jodhpur and as such there was no administrative exigency behind transfer of the petitioner. Counsel

submitted that parents of the petitioners are suffering from serious disease of cancer and wife of the petitioner is also posted at Alwar.

Issue notice of writ petition as well as stay application to the respondents, returnable within three weeks.

Notices be given 'dasti', if prayed.

In the meanwhile, effect and operation of transfer order dt. 5th March, 2019, qua the petitioner and the order passed by the Tribunal vide order dt. 12th April, 2019, shall remain stayed.

(ASHOK KUMAR GAUR),J

Monika/173



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