

EDN-H(2)B(6)1-18/2022-23 (Court Case)

Directorate of Elementary Education

Himachal Pradesh Lalpani , Shimla-1

Dated: Shimla-171001

the, June.2024

ORDER.

In the matter :CWP No.4878/2024 titled as Smt. Meena Kumari,TGT(Med) VS State of H.P. & others.

The Petitioner, Smt. Meena Kumari,TGT(Med)) filed CWP No. 4878/2024 titled as, Smt. Meena Kumari,TGT (Med) Vs State of H.P. before the Hon'ble High Court of H.P.against her transfer from GSSS Rajiana (53 mile) Distt. Kangra to GHS Tippi u/c GSSS Bathu Tippi Distt. Kangra .The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 30th May.2024, when after hearing the matter,the Hon'ble High Court has disposed of the same with the following directions/ order:-

After arguing the matter for sometime ,learned counsel for the petitioner seeks permission to withdraw the instant petition as the petitioner wants to pursue the representation preferred by her for adjustment .Accordingly ,the instant petition is dismissed as withdrawn.Pending miscellaneous applications,if any ,shall also stand disposed of.

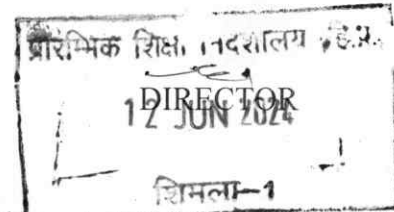
As per direction of the Hon'ble High Court the petitioner submitted her representation to the undersigned, in which she has requested that she may be adjusted in GSSS Dadh/ GSSS Pathiyar/ GSSS Jandrangal / GSSS Baildhar / GSSS Balugloa against longer stay or by clubbing previous stay.The petitioner has further stated that her husband is also Govt. servant and currently posted at hard area /non family station of Chanju III Hydro Electric Project Distt. Chamba .As such there is no one of the family to look after the old and ailing mother /father –in law and two son studying 8th and 9th class. .

From the perusal of the record,it reveals that Smt. Meena Kumari.TGT (Med) was transferred from GSSS Rajiana (53 mile),Distt. Kangra to GHS Tippi u/c GSSSS Bathu Tippi Distt. Kangra . As per averments made by the petitioner, the representation is considered sympathically and she is hereby adjusted in GSSS Bhawarna Distt. Kangra vice Smt.Rakhee Sharma ,TGT(Med) with TTA/JT(by clubbing her previous stay).With these observations the representation of the petitioner is considered and disposed of accordingly.

Endst No.even Dated Shimla-171001.

Copy for information is forwarded to:

1. The Distt.Attorney (Edu.) Directorate of Elementary Education Shimla-1.H.P
2. The Deputy Director of Elementary Kangra,H.P.
3. The Principal / Headmaster GSSS Bhawarna/ GSSS Rajiana (53 mile), Distt. Kangra
4. The Nodal Officer Directorate of Elementary Education Shimla,H.P.
5. Guard file.



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DIRECTOR

No.EDN-H(2)B(6)1-18/2022-23(Court-Case)
Directorate of Elementary Education
Himachal Pradesh Lalpani , Shimla-1

In the matter : Dated: Shimla-171001 the, June.2024
CWP No.4407/2024 titled as Reena Banyal, TGT,(Med)
Vs state of H.P. & others .

The Petitioner, Reena Banyal, TGT (Med), filed CWP No. 4407/2024 titled as, Smt. Reena Banyal, TGT,(Med) Vs State of H.P. before the Hon'ble High Court of H.P. aggrieved her transfer from GSSS Nahlwain(HMR) to GSSS Lailan (Rampur) Distt. Shimla .The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 21th May.2024, when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

" In view of the above submission, this writ petition is disposed of by directing respondent No.2/competent authority to decide the representation of the petitioner dated 19-04-2024(Annexure P-3) in accordance with law and applicable policy/guidelines, with a period of two weeks from today. The decision so arrived to shall also be communicated to the petitioner.

Till the decision of the representation, the petitioner shall not be compelled to join at the transferred station. She shall be at liberty to avail leave of the kind due in the meanwhile. The writ petition stands disposed of in the above terms, so also the pending miscellaneous application(s), if any."

As per direction of the Hon'ble High Court the petitioner was called for personal hearing on dated. 06th June, 2024. The petitioner attended the personal hearing on scheduled date and time. During personal hearing she has requested that she may be adjusted at GSSS Rangas /GSSS Uhal /GSSS Sathwin/ GSSS Karot/GSSS Sarkaghat / GSSS Chabutra Distt. Hamirpur. The petitioner has further stated that her father- in -law & mother in law^{or} about 85 ad 76 years old and suffering from various ailments .As such there is no one of the family to look after the old ailing father and mother.

From the perusal of the record, it reveals that Smt. Reena Banyal, TGT (Med) is presently u/t from GHS Nahalwin Distt. Hamirpur to GHS Lailan Distt. Shimla with the prior approval of the competent authority. As per averments made by the petitioner, the representation is considered sympathically and she is hereby adjusted in GHS Sathwin Distt Hamirpur vice Sh.Navneet Jaswal, TGT, (Med), with TTA/JT. With these observations the representation of the petitioner is considered and disposed of accordingly.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)
12 JUN 2024 DIRECTOR
June 2024.
शिमला-1

Endst. No. Even Dated Shimla-171001

Copy for information is forwarded to:

- 1 The Distt. Attorney (Edu.) Directorate of Elementary Education Shimla-1.H.P.
- 2 The Deputy Director of Elementary Education, Hamirpur H.P.
- 3 The Principal/Headmaster Distt. GHS Sathwin Distt Hamirpur
4. The Nodal Officer Directorate of Elementary Education Shimla, H.P.

DIRECTOR

**DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA**

Dated Shimla-171001, the

June, 2024

In the matter of:

CWP No. 3785/2024 titled as Chander Mohan, TGT (NM) Vs. State of H.P & ors.

Whereas, Sh. Chander Mohan, TGT (NM) preferred CWP No. 3785/2024 titled as Chander Mohan Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GMS Samvi u/c GSSS Tikkar, District Shimla to the station nearby his native place Distt. Hamirpur/Kangra/Mandi, against vacancy/ longer stayee. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 06.05.2024 when the Hon'ble High Court has passed the following orders:-

"3. This petition, accordingly, as prayed for, is disposed of with the direction that let representation(s) Annexure P-3 (Colly.) of the petitioner be decided, in the light of the averments made therein, within a period of four weeks' by the Competent Authority. Pending miscellaneous applications, if any, also stand disposed of."

In compliance of the aforesaid orders of the Hon'ble High Court the petitioner was called for personal hearing on 20.05.2024. He has attended the same and submitted his representation in this office on 20.05.2024 vide which he has requested that he has completed normal tenure at his present place of posting i.e GMS Samvi u/c GSSS Tikkar District Shimla, H.P and he further requested that he may be transferred to Distt. Hamirpur/Kangra/Mandi, against vacancy/ longer stayee by clubbing his/her previous stay.

Whereas, from perusal of record, it has been found that the petitioner is working at GMS Samvi u/c GSSS Tikkar District Shimla w.e.f. 25.11.2019 and has completed three years at present place of posting. One Smt. Sandlan Devi TGT (NM) is working in GSSS Mair, Distt. Hamirpur since 30.09.2023. The petitioner has given willingness for his transfer to the aforesaid school against longer stayee by clubbing his/her previous stay within radius of 30 Kms. Keeping in view of the position stated above, the representation of the petitioner is considered sympathetically, and he is hereby transferred without TTA from GMS Samvi u/c GSSS Tikkar, Distt. Shimla to GSSS Mair, Distt. Hamirpur, vice Smt. Sandlan Devi, TGT (NM) against longer stay by clubbing his/her previous stay within radius of 30 Kms. with TTA/JT to Smt. Sandlan Devi, TGT (NM). The representation of the petitioner is disposed of accordingly.

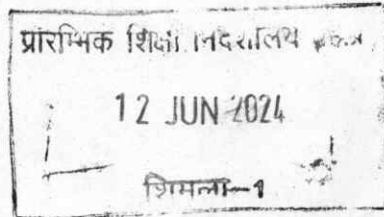
DIRECTOR

June, 2024

Endst: No:-EDN-H(2)B(6)1-18/2024-(NM)-dated, Shimla-1

Copy to the following for information and necessary action please:-

1. The Distt. Attorney (Edu.) Directorate of Elementary Education, H.P. Shimla-1.
2. The Deputy Director of Elementary Education, Shimla/Hamirpur (H.P.)
3. The Principal, GSSS Tikkar, District Shimla/ GSSS Mair, Distt. Hamirpur, H.P.
4. (Regd.) Sh. Chander Mohan S/o Sh. Parkash Chand, R/o Village Hatera, P.O. Bhota, Tehsil Barsar, Distt. Hamirpur, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla-1.
6. Guard file.



DIRECTOR

**DIRECTORATE OF ELEMENTARY EDUCATION,
HIMACHAL PRADESH, LALPANI, SHIMLA**

Dated- Shimla-171001, the June, 2024

In the matter of: CWP No. 3713/2024 -titled as Hem Lata Vs. State of H.P. & Others.

Whereas, Smt. Hem Lata, TGT (NM) preferred CWP No. 3713/2024 titled as Hem Lata, TGT (NM) Vs. State of H.P. before the Hon'ble High Court of H.P regarding her transfer from GMS Tapnali, U/C GSSS Gadagussain, Distt. Mandi to soft area in District Mandi H.P. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 03-05-2024, when the Hon'ble High Court has passed the following orders:-

"3. This Petition, accordingly, as prayed for is disposed of with the direction that let representation Annecure P-1 of the petitioner be decided, in the light of the averments made therein as well as the judgment being relied upon by the petitioner, within a period of six weeks' by the Competent Authority. Pending miscellaneous applications, if any, also stand disposed of."

In compliance with the aforesaid orders of the Hon'ble High Court the petitioner was called for personal hearing on 06-06-2024. She attended the same and submitted her representation in this office on 06-06-2024, vide which She has requested that She has completed required tenure at her present place of posting at GMS Tapnali, U/c GSSS Gadagussain, Distt. Mandi, H.P and She further requested that She may be transferred to nearby soft area in Distt. Mandi, against vacancy/ longer stay by clubbing his/her previous stay radius of 30 Kms. .

Whereas, from perusal of record, it has been found that the petitioner is working at GMS Tapnali, U/C GSSS Gadagussain, Distt. Mandi, H.P w.e.f. 20-02-2021, which is a hard area and has completed the normal tenure of three years. At present the post of TGT (NM) is lying vacant at GMS Chadyana, U/C GSSS Badog, Diatt. Mandi, H.P. The petitioner has given willingness for her transferred to the aforesaid school against vacancy. Keeping in view of the position stated above, the representation of the petitioner is considered sympathetically, and She is hereby transferred from GMS Tapnali, U/C GSSS Gadagussain, Distt. Mandi, H.P to GMS Chadyana, U/C GSSS Badog, Distt. Mandi, H.P against vacancy, without TTA/JT. The representation of the petitioner is disposed of accordingly.

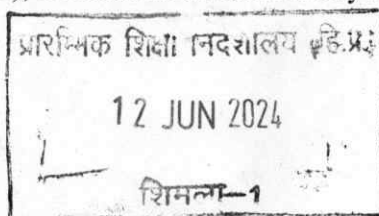
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DIRECTOR

Endst:No:-EDN-H(2)B(6)1-18/2022-(NM)-dated,Shimla-1 June, 2024

Copy to the following for information and necessary action please:-

1. The Secretary (Education) to the Govt. of H.P for information please.
2. The Distt. Attorney (Edu.) Directorate of Elementary Education, Shimla, H. P.
3. The Deputy Director of Elementary Education, District, Mandi, (H.P).
4. The Principal, GSSS Gadagussain, Distt. Mandi/ GSSS Badog, Distt. Mandi, H.P.
5. Regd.) Hem Lata, W/o Sh. Ashok Kumar, R/o House No. 88, Ward No. 4, Suhra Muhalla, Tehsil Sadar, Distt. Mandi, H.P.
6. The Nodal Officer (IT), Directorate of Elementary Education H.P.
7. Guard file.



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DIRECTOR