

No: EDN-H (2) B (6)1-18/2024(A)-Court Case
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

December 2024

ORDER

In the matter of: CWP No. 12840/2024-titled as Sushma Devi V/s. State of Himachal Pradesh.

The petitioner has filed present CWP in the Hon'ble High Court vide which seeking her transfer from GMS Harra Mehta u/c GSSS Dhakriana, District Solan to station mentioned in her representations against vacancy or longer stayee by clubbing incumbent previous posting tenure. The case was listed before the Hon'ble High Court of H.P. on 14-11-2024, on this day Hon'ble Court has passed order/judgment. The Operative portion of the present CWP judgement is as under:-

“Directing respondents /Competent Authority to consider and decide the aforesaid representations of the petitioner in accordance with law and as per applicable transfer policy within a period of three weeks from today. The decision so taken be also communicated to the petitioner.”

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner Smt. Sushma Devi, TGT (Arts) has attended the personal hearing on 06-12-2024 and has submitted representations, wherein request to transfer her from GMS Harra Mehta u/c GSSS Dhakriana, District Solan to GSSS Bagwara/GSSS Chamboh/GMS Lalyar/GSSS Darbiar/GMS Darin/GHS Dugga District Hamirpur and GSSS Rakhoh Distt. Mandi, against vacancy/longer stayee by clubbing their stay, in view of her health problems and her husband is also a Govt. employee & posted in Distt. Hamirpur.

From the perusal of record, it is found that Smt. Sushma Devi, TGT (Arts) is working at GMS Harra Mehta u/c GSSS Dhakriana, District Solan since 18.11.2019 and has completed her normal tenure. At present post of TGT (Arts) is not lying vacant in ibid mentioned schools, however one Sh. Rakesh Kumar, TGT (Arts) is working at GSSS Chamboh Distt. Solan Since 10.12.2021 and completed his normal tenure at present place of posting.

Keeping in view the position stated above, representation of the petitioner i.e Smt. Sushma Devi, TGT (Arts) is considered sympathetically on her medical ground as well as per provision in Clause 5.4 of Comprehensive Guiding Principles 2013, the petitioner Smt Sushma Devi, TGT (Arts) is hereby adjusted at GSSS Chamboh, District Hamirpur, vice Sh. Rakesh Kumar, TGT (Arts) and vice versa (being longer stayee, with TTA/JT to Sh. Rakesh Kumar, TGT (Arts). Therefore, representation of the petitioner with the present CWP is disposed of accordingly.

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

Endst No. Even dated, Shimla-1, the December, 2024

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

1. The District Attorney (Edu) Dte. of Ele. Edu. w. r. t. CWP No. 12840/2024.
2. The Deputy Director of Elementary Education, Solan/Hamirpur, H.P.
3. The Principal/Headmaster, GHS Dhakriana Distt.Solan/ GSSS Chamboh, District Hamirpur.
4. Smt. Sushma Devi, TGT (Arts), GMS Harra Mehta u/c GSSS Dhakriana, District Solan H.P.
5. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
6. The Guard file.

प्राथमिक शिक्षा निदेशालय (हि.प्र.)

12 DEC 2024

शिमला-1

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla