

No: EDN-H (2) B (6)1-18/2025(Arts)-Court Case

Directorate of School Education,

Lalpani-Shimla-1 Himachal Pradesh.

Dated Shimla-171001 the

June, 2025

ORDER

In the matter of: CWP No. 7691/2025-titled as Poonam Thakur, TGT (Arts) V/s. State of Himachal Pradesh.


The petitioner has filed present CWP No. 7691/2024 titled as Poonam Thakur V/s State of H.P. in the Hon'ble High Court vide which seek her transfer from GSSS Kharahal Distt Kullu to a station near her village against vacancy/longer stayee on account of adverse family circumstances and medical problem of her daughter. The case was listed before the Hon'ble High Court of H.P. on 09.05.2025, on this day Hon'ble Court has passed order/judgment. The Operative portion of the present CWP judgement is as under:-

“Consequently, in view of the above, present petition is disposed of with the direction to respondents to consider and decide the pending representation dated 04.03.2025 (Annexure P-4) filed by the petitioner, expeditiously, preferably, within a period of four weeks. Needless to say, authority concerned, while doing the needful in terms of instant order, shall afford an opportunity of being heard to the petitioner and pass appropriate orders thereupon taking note of adverse family circumstances of the petitioner.”

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner was called for personal hearing on 24.06.2025 and appeared before the undersigned on scheduled date. The petitioner has seek her adjustment either at GSSS Bijhari/ GSSS Parol/ GSSS Bhoranj/GHS Salouni Distt. Hamirpur as she is 100% hearing impaired and her Mother in law is in old age and suffering from many old age ailments.

From the perusal of record, it is found that Smt. Poonam Thakur, TGT (Arts) is working at GSSS Kharahal Distt Kullu since 30.3.2022 and completed her normal tenure at present place of posting. At present post of TGT (Arts) are not lying vacant in ibid mentioned schools, however one Smt. Ambika Kumari, TGT (Arts) working at GSSS Bijhari Distt. Hamirpur who is working since 22.7.2022 and serving within the radius of 30 kilometers.

Keeping in view the position stated above, representation of the petitioner i.e Smt. Poonam Thakur, TGT (Arts) is considered sympathetically and she is hereby adjusted from GSSS Kharahal Distt Kullu to GSSS Bijhari Distt. Hamirpur vice Smt. Ambika Kumari, TGT (Arts) who may further be transferred/adjusted at GSSS Kharahal Distt Kullu, (with TTA/JT to Smt. Ambika Kumari, TGT (Arts)). Therefore, representation of the petitioner with the present CWP is disposed of accordingly.



DIRECTOR
School Education
Himachal Pradesh, Shimla
June, 2025

Endst No. Even dated, Shimla-1, the

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

1. The District Attorney (Edu) Dte. of School Edu. w. r. t. CWP No. 7691/2025.
2. The Deputy Director of Elementary Education, Kullu/Hamirpur, H.P.
3. The Principal/Headmaster, GSSS Kharahal Distt Kullu/GSSS Bijhari Distt. Hamirpur.
4. Smt. Poonam Thakur, TGT (Arts) GSSS Kharahal Distt Kullu, H.P.
5. The Nodal Officer (IT) internal, Directorate of School Education Shimla.
6. The Guard file.




DIRECTOR
School Education
Himachal Pradesh, Shimla

No: EDN-H(2)B(6)1-18/2025(Arts)-Court Case
Directorate of School Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

June, 2025

ORDER

In the matter of: CWP No. 7878/2025-titled as Maya Rani, TGT (Arts) V/s. State of Himachal Pradesh.

In compliance of the order/judgment passed by the Hon'ble High Court of Himachal Pradesh in CWP No. 7878/2025-titled as Maya Rani, TGT (Arts) V/s State of H.P. on 14.05.2025, the petitioner was called for personal hearing on 24-06-2025 and appeared before the undersigned on scheduled date. The petitioner has stated that she has completed normal tenure in present place of posting, therefore requested for her transfer either to GSSS Hawan (Bilaspur) or GSSS Toba Distt Bilaspur.

From the perusal of record, it is found that Smt. Maya Rani, TGT (Arts) is working at GHS Dakahal u/c GSSS Kuthar (soft area) District Shimla since 26.2.2021 wherein the enrollment of students is 19 (Aprx.). At present post of TGT (Arts) are not lying vacant in ibid mentioned schools.

Keeping in view of above narrated facts and as per provision contained in comprehensive guidelines Principles-2013 for regulating the transfer of State Government employees, it is specifically mentioned in Para 12.1 "Transfer to a particular place of choice cannot be claimed as a matter of right." Therefore, being a State cadre Government employee, the request of the petitioner is not tenable and hereby rejected. The representation of the petitioner with the present CWP is disposed of accordingly.

Sd/-
DIRECTOR
School Education
Himachal Pradesh, Shimla

Endst No. Even dated, Shimla-1, on the June, 2025

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

1. The District Attorney (Edu) Legal Cell (Upper) Dte. of School Edu. w. r. t. CWP No. 7878/2025.
2. The Deputy Director of Elementary Education, Shimla, H.P.
3. The Principal/Headmaster, GHS Dakahal u/c GSSS Kuthar District Shimla, H.P.
4. Smt. Maya Rani, TGT (Arts) posted at GHS Dakahal u/c GSSS Kuthar District Shimla H.P.
5. The Nodal Officer (IT) internal, Directorate of School Education Shimla.
6. The Guard file.

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DIRECTOR
School Education
Himachal Pradesh, Shimla

Directorate of School Edu

07 JUL 2025

Himachal Pradesh, Shimla-1

July, 2025

In the matter of: CWP No. 7590/2025- titled as Ritesh Singh, TGT (NM), Vs. State of H.P. and others.

Whereas, Ritesh Singh, TGT (NM) presently working in GSSS Raipur, Distt Chamba has filed CWP. No. 7590/2025- titled as Ritesh Singh, TGT (NM), Vs. State of H.P. and others before the Hon'ble High Court, seeking the relief that he may be transferred from GSSS Raipur, Distt. Chamba to one of the stations of his choice in Distt. Una. The case of the petitioner was listed before the Hon'ble High Court on 07.04.2025 when after hearing the matter the Hon'ble court was pleased to dispose of the above mentioned CWP with the following directions/Order :-

3. Looking to the nature of the grievance raised in this writ petition, it would in the interest of justice to direct competent authority to consider and decide the aforesaid representation (Annexure P-2) of the petitioner in accordance with law and as per applicable policy within a period of four weeks from today. Ordered accordingly. The order so passed be also communicated to the petitioner.

The writ petition stands disposed of in the above terms. All pending miscellaneous applications(s), id any, to also stand disposed of.

In compliance to the directions of the Hon'ble High Court, the petitioner was called for personal hearing on 19.06.2025 by the undersigned and the petitioner attended the personal hearing on scheduled date and time and was heard at length. During the course of hearing, the petitioner requested that he may be transferred from GSSS Raipur, Distt Chamba to GMS Thara u/c GSSS Nehrian, or GGMS Amb u/c GSSS Amb or GSSS Nehrian or GSSS Andoura or GSSS Ropa Missran or GSSS Katohar Khurd or GHS Baruhi or GMS Bairian u/c GSSS Chowki maniar or GSSS Kalruhi, Distt. Una against longer stayee.

After perusal of the relevant record, it is revealed that the petitioner has been working in GSSS Raipur, Distt Chamba since 29.08.2018. Though the said teacher has completed his normal tenure of three years at GSSS Raipur, Distt. Chamba but at present 150 students are studying there. Keeping in view the studies of the students studying at GSSS Raipur, Distt. Chamba it shall not be feasible to transfer the petitioner because in the absence of TGT (NM) the studies of students, will be affected adversely. As per provision contained in Comprehensive Guidelines Principles-2013 for regulating the transfer of State Government employees. It is specifically mentioned in Para 12.1 "Transfer to a particular place of choice cannot be claimed as a matter of right. It will be the discretion of the State Government to post/transfer any employee anywhere in the State keeping in view of the administrative exigencies/convenience, hence the request of the petitioner cannot be acceded.

The representation of the petitioner is disposed of after due consideration. All the concerned be intimated accordingly.

EndstNo Even: dated Shimla-1, the

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

1. The District Attorney (Edu) Dte. of Scl. Edu. Shimla for information please.
2. The Deputy Director of Elem. Education, Chamba (H.P.).
3. The Principal, GSSS Raipur, Distt Chamba H.P.
4. Sh. Ritesh Singh TGT (NM) GSSS Raipur, Distt. Chamba H.P.
5. Incharge (IT) Directorate of School Education.
6. Guard File.

DIRECTOR

July, 2024



DIRECTOR

July, 2025

In the matter of: CWP No. 8933/2025 titled as Sanjeev Kumar TGT (NM), Vs.
State of H.P. and others.

Whereas, Sanjeev Kumar, TGT (NM) previously working in GHS Farotka u/c GSSS Bathri, Distt. Chamba filed CWP. No. 8933/2025 titled as Sanjeev Kumar TGT (NM), Vs. State of H.P. and others before the Hon'ble High Court, seeking the relief that he may be transferred from GHS Farotka u/c GSSS Bathri, Distt. Chamba to one of the stations of his choice in Distt. Chamba/Kangra. The case of the petitioner was listed before the Hon'ble High Court on 28.05.2025 when after hearing the matter the Hon'ble court was pleased to dispose of the above mentioned CWP with the following directions/Order :-

3. Consequently, in view of the above, this Court, without going into the merits of the case, deems it fit to dispose of the present petition reserving liberty to the petitioner to file representation to the competent authority within one week, praying therein for cancellation of his transfer or adjustment at a convenient station, which shall be decided by the competent authority within ten days. Needless to say, authority concerned, while doing the needful in terms of instant order, besides affording opportunity of being heard to the petitioner, shall also take note of provision contained in Transfer Policy and pass appropriate orders. Till the disposal of representation, if any, impugned transfer order qua petitioner shall remain stayed. Pending applications, if any, stand disposed of.

In compliance to the directions of the Hon'ble High Court, the petitioner was called for personal hearing on 20.06.2025 by the undersigned and the petitioner attended the personal hearing on scheduled date and time and was heard at length. During the course of hearing, the petitioner requested that he may be adjusted at GMS Ranger u/c GSSS Bagdhar, Distt. Chamba or GMS Jakhara u/c GSSS Fatehpur, Distt. Kangra or GSSS Maira, Distt. Kangra or GHS Dhalog u/c GSSS Banikher Distt. Chamba against longer stayee.

After perusal of the relevant record, it is revealed that the petitioner was transferred from GHS Farotka u/c GSSS Bathri, Distt. Chamba to GMS Lothal U/c GHS Choori, Distt. Chamba vide order dated 05.05.2025 with the prior approval of competent authority. As per provision contained in Comprehensive Guidelines Principles-2013 for regulating the transfer of State Government employees. It is specifically mentioned in Para 12.1 "Transfer to a particular place of choice cannot be claimed as a matter of right. It will be the discretion of the State Government to post/transfer any employee anywhere in the State keeping in view of the administrative exigencies/convenience, hence the request of the petitioner cannot be acceded.

The representation of the petitioner is disposed of after due consideration. All the concerned be intimated accordingly.

DIRECTOR
July, 2024

EndstNo Even: dated Shimla-1, the

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

1. The District Attorney (Edu) Dte. of Scl. Edu. Shimla for information please.
2. The Deputy Director of Elem. Education, Chamba (H.P.).
3. The Headmaster of Govt. High School Farotka u/c GSSS Bathri, Distt. Chamba
4. Sh. Sanjeev Kumar TGT (NM) S/O Paras Ram, resident of village Nargala Post office Matlahar, Tehsil Jawali, Distt Kangra, H.P.
5. Incharge (IT) Directorate of School Education
6. Guard File.



DIRECTOR

EDN-H(2)B(6)-1-18/2025-(NM)
DIRECTORATE OF SCHOOL EDUCATION
HIMACHAL PRADESH LALPANI SHIMLA
Dated Shimla-171001, the

July, 2025

In the matter of:

CWP No. 4327/2025- titled as Parveen Kumar TGT (NM), Vs. State of H.P. and others.

Whereas, Parveen Kumar, TGT (NM) presently working in GSSS Jamniwala, Tehsil Paonta Sahib Distt. Sirmour has filed CWP. No. 4327/2025- titled as Parveen Kumar TGT (NM), Vs. State of H.P. and others before the Hon'ble High Court, seeking the relief that he may be transferred from GSSS Jamniwala, Tehsil Paonta Sahib Distt. Sirmour to one of the stations of his choice in Distt. Una. The case of the petitioner was listed before the Hon'ble High Court on 01.04.2025 when after hearing the matter the Hon'ble court was pleased to dispose of the above mentioned CWP with the following directions/Order :-

5. Consequently, in view of the above, present petition is allowed and impugned order dated 03.02.2025 is quashed and set-aside with a direction to the respondents to consider and decide representation filed by the petitioner afresh taking note of the fact that petitioner has already served in hard area during his service career. Representation of the petitioner shall be decided expeditiously, preferably, within two weeks. Ordered accordingly. Needless to say, authority concerned while doing the needful shall afford an opportunity of hearing to the petitioner and pass appropriate order taking note of the transfer policy, which admittedly, provides for transfer of an employee on account of adverse family circumstances. In the aforesaid terms, present petition is disposed of alongwith pending applications, if any.

In compliance to the directions of the Hon'ble High Court, the petitioner was called for personal hearing on 19.06.2025 by the undersigned and the petitioner attended the personal hearing on scheduled date and time and was heard at length. During the course of hearing, the petitioner requested that he may be transferred from GHS Gulabgarh u/c GSSS Jamniwala, Distt. Sirmour to GMS Abhaypur u/c GSSS Bhaderkali, or GSSS kadh or GMS Nangal Jarilian u/c GSSS Nangal Jarilian, or GSSS Bhanjal, Distt. Una against longer stayee.

After perusal of the relevant record, it is revealed that the petitioner has been working GHS Gulabgarh, Distt. Sirmour since 09.12.2021. Though the said teacher has completed his normal tenure of three years at GHS Gulabgarh, Distt. Sirmour but at present 74 students are studying there. GHS Gulabgarh falls in soft area. Keeping in view the studies of the students studying at GSSS Gulabgarh, Distt. Sirmour it shall not be feasible to transfer the petitioner because in the absence of TGT (NM) the studies of students, will be affected adversely. As per provision contained in Comprehensive Guidelines Principles-2013 for regulating the transfer of State Government employees. It is specifically mentioned in Para 12.1 "Transfer to a particular place of choice cannot be claimed as a matter of right. It will be the discretion of the State Government to post/transfer any employee anywhere in the State keeping in view of the administrative exigencies/convenience, hence the request of the petitioner cannot be acceded.

The representation of the petitioner is disposed of after due consideration. All the concerned be intimated accordingly.

DIRECTOR
July, 2024

EndstNo Even: dated Shimla-1, the

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

1. The District Attorney (Edu) Dte. of Scl. Edu. Shimla for information please.
2. The Deputy Director of Elem. Education, Sirmour (H.P.).
3. The Principal, GSSS Gulabgarh, Distt Sirmour H.P.
4. Sh. Parveen Kumar TGT (NM) GHS Gulabgarh (u/c GSSS Jamniwala) Tehsil Paonta Sahib, Distt. Sirmour, H.P.
5. Incharge (IT) Directorate of School Education.
5. Guard File.

Directorate of School Education
67 JUL 2025
Himachal Pradesh, Shimla-171001

DIRECTOR