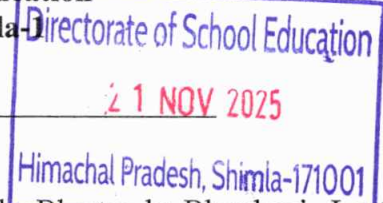


No. EDN (SE) H (7) 20/2025  
Directorate of School Education  
Himachal Pradesh, Shimla



Dated: Shimla-1, the \_\_\_\_\_

**“ORDER”**

**Whereas** the petitioner Sh. Bhartendu Bhardwaj, Lect./Lect.(SN) Physics is working at GSSS Dhundan, Distt. Solan w.e.f. 28.10.2024 & having short stay. Feeling aggrieved he filed CWP No **8965/2025** titled as Bhartendu Bhardwaj Vs State of H.P before the Hon'ble High Court. This petition was listed before Hon'ble High Court on dated 22.09.2025 when the same was finally disposed with the directions to respondents as under:-

**“Though having taken note of the fact that pursuant to order dated 28.10.2024, petitioner herein, who besides being Lecturer (Physics) is also Associate NCC Officer (Naval Wing), has already joined at GSSS Dhundan, there appears to be no reason for this Court to interfere with order dated 28.10.2024, however, having taken note of the fact that petitioner is an Associate NCC Officer (Naval Wing) and in terms of instructions dated 20.2.2025 (Annexure P-19), Associate NCC Officer can only be posted in a School having NCC, this Court without going into the merits of the case deems it fit to dispose of the same with direction to the respondents to consider and decide representation dated 27.2.2025 (Annexure P-20), expeditiously preferably within three weeks. Ordered accordingly. Needless to say authority concerned while doing the needful shall afford an opportunity of hearing to the petitioner and pass detailed speaking order thereupon, taking note of the notification dated 20.2.2025 as well as judgment dated 24.10.2024, passed by the Division Bench of this court in LPA No. 301 of 2024, Bhartendu Bhardwaj v. Union of India and Ors., wherein, it has been categorically held that Associate NCC Officer cannot be posted at Non-NCC School. Interim order stands vacated. Liberty is also reserved to the petitioner to file appropriate proceedings in appropriate court of law, if he still remains aggrieved.**

**And whereas** upon passing of above directions, the representation of petitioner has been perused and examined and it has been observed that the petitioner working as NCC (Naval Wing) and at present he is posted at GSSS Dhundan, (Solan) but no NCC (Naval Wing) available at there & now he has requested for his adjustment at GSSS Rishikesh, (Bilaspur)/ GSSS Auhar, (Bilaspur) against the post of ANO's (Naval Wing).

**And whereas,** as per transfer policy the incumbent posted at the stations of choice of the petitioner cannot be transferred in short stay. However he can be transferred any where against the post of ANO's (Naval Wing) available vacancy if he opt the same.

**And whereas,** now therefore, after taking into account the above discussed facts and circumstances of the case, the request of the petitioner has been considered and rejected on the ground that petitioner is posted at soft area station and the incumbents posted at the station of choice of the petitioner are having short stay, as well as the students enrolled in 11<sup>th</sup> class (15) fifteen and 12<sup>th</sup> class (22) twenty two, keeping in view of their studies his services are urgently required in the present place of posting and the petitioner cannot be transferred in mid-session, in future he may represent a fresh as and when the vacancy exists against the post of ANO's (Naval Wing) as per his choice of stations and same will be decided separately as per transfer policy. Accordingly his representation stand disposed of.

Director School Education  
Himachal Pradesh