

No. EDN(SE)-H(7)-19183/2025 (Court Case)
Directorate of School Education
Himachal Pradesh.

Dated Shimla-171001

Directorate of School Education

16 DEC 2025

Himachal Pradesh, Shimla-171001

ORDER

Whereas, Smt. Sheela Devi, Lecturer (School-New) English presently posted at GSSS Ghariach, Distt. Solan has filed CWP No. 19183/2025 before the Hon'ble Court, seeking direction to respondent to consider and decide his pending representation wherein she has prayed for her transfer from GSSS Ghariach (Solan) to GSSS Manoh (Hamirpur) against vacancy on the ground that she has completed normal tenure at present place of posting as well as adverse family circumstances.

The case was finally disposed of by the Hon'ble High Court on 04.12.2025 with the following directions:-

“True, it is that it is sole prerogative of the employer to post an employee anywhere in the State, but once transfer policy formulated by State of himachal Pradesh, itself prescribes for completion of minimum tenure of three years at one place and besides this, employee can also seek transfer on the ground of adverse family circumstances, this Court sees no impediment in as such as issuing direction to the respondents to consider and decide representation of the petitioner, expeditiously, preferably, within three weeks. Ordered accordingly. Needless to say, authority concerned, while doing the needful in terms of instant order, shall afford an opportunity of hearing to the petitioner and pass a speaking order taking note of transfer policy as well as observation made herein above. Pending applications, if any, also stand disposed of.”

And whereas, as per the direction passed by the Hon'ble High Court as above, she was called to appear in person on dated 15.12.2025. During the course of hearing, petitioner pleaded that she is unable to continue her services at GSSS Ghariach (Solan) due to some adverse family circumstances as well as she is serving at present place of posting w.e.f. 28.6.2017 and her stay is more than eight years.

And whereas, while examined her representation it is found that although she has completed her normal tenure but she is posted in soft area and 39 students are presently studying in this station and it is not feasible in the interest of students. Moreover, as per “Comprehensive Guiding Principles-2013” for regulation the transfer of State Government employees it is clearly mentioned at Rule-12.1 that no government employee can claim his transfer or posting 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.

Now therefore, after taking into account the above discussed detailed facts and circumstances, the request of the petitioner cannot be acceded to. Hence in view of ongoing facts, representation of the petitioner has been considered and rejected.

With these observations, representation stands disposed of.

Regd.
Smt. Sheela Devi,
Lecturer (School-New) English,
GSSS Ghariach, Distt. Solan, H.P.

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Director School Education
Himachal Pradesh.

Endst No. Even Dated Shimla-171001, the
Copy is forwarded to the following for information and necessary action please:-
1. The Deputy Director of School Education, Solan, Distt. Solan, H.P.
2. The Principal, GSSS Ghariach, Distt. Solan.
3. Supdt. Legal Cell, DSE in view of CWP No. 19183/2025.
4. Incharge, IT Cell, DSE to upload the said orders on official website.
5. Guard File.

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Director School Education
Himachal Pradesh.