

July, 2025

ORDER

In the matter of: CWP No. 7851/2025 titled as Chander Kant Verma, TGT (NM) Vs. State of H.P. & others.

Whereas, Sh. Chander Kant Verma, TGT (NM) previously working in GMS Jhanikkar u/c GHS Barara, Distt. Hamirpur has filed CWP No. 7851/2025 titled as Chander Kant Verma, TGT (NM) Vs. State of H.P & others. before the Hon'ble High Court, seeking the relief that he may be adjusted at one of the stations of his choice in Distt. Hamirpur. The case of the petitioner was listed before the Hon'ble High Court on 13.05.2025 when after hearing the matter the Hon'ble court was pleased to dispose of the above mentioned CWP with the following directions/Order :-

However, having taken note of the afore fact that though this Court finds no reason to interfere in the impugned transfer order and as such, same is upheld, but having taken note of adverse family circumstances of the petitioner, which have been apprised to this Court during proceedings of the case, this Court deems it fit to dispose of the present petition with a direction to the respondents to consider and decide the representation of the petitioner (Annexure P-6) expeditiously, preferably within a period of one week from today. Ordered accordingly. 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 time, representation, as detailed hereinabove, is not decided in terms of instant order, petitioner shall not be compelled to join at transferred station in terms of impugned transfer order. 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 25.06.2025 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 Amned u/c GSSS Tal or GMS Dho u/c GHS Kanjian or GMS Tarkwari u/c GSSS Bhoranj or GMS Bhiar u/c GSSS Mehal against longer stayee.

After perusal of the relevant record, it is revealed that the petitioner was transferred from GMS Jhanikkar u/c GHS Barara, Distt. Hamirpur to GSSS Kuja Balh, Distt. Mandi vide order dated 06.05.2025 with the prior approval of the competent authority. One, Sh. Sunil Kumar has been working in GMS Bhiar, u/c GSSS Mehal Distt. Hamirpur since 05.01.2022 and he has completed his normal tenure of three years in his present place of posting.


Therefore, keeping in view the position stated above, the representation made by the petitioner is considered sympathetically and he is hereby adjusted without TTA/JT at GMS Bhiar, u/c GSSS Mehal Distt. Hamirpur vice Sh. Sunil Kumar, TGT (NM) (as he has been working there since 05.01.2022) and vice versa with TTA/JT.

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

EndstNo Even: dated Shimla-1-

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

1. The Distt. Attorney, Directorate of School Education, H.P.Shimla.
2. The Deputy Director of Education, Hamirpur,(H.P.).
3. The Principal/Headmaster, GMS Jhanikkar u/c GHS Barara, Distt. Hamirpur,(H.P).
4. Sh. Chander Kant Verma TGT (NM) GMS Jhanikkar, District Hamirpur.
5. Incharge (IT)
6. Guard File.


DIRECTOR
July, 2024




DIRECTOR

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

July, 2025

In the matter of: CWP.No.7221/2025- titled as Mamta Devi, TGT(NM) Vs. State of H.P. and others.

Whereas, Smt. Mamta Devi, TGT(NM) presently working in GMS Kalaghat u/c GMSSS Narag, Distt. Sirmour has filed CWP. No.7221/2025 titled as Mamta Devi Vs. State of Himachal Pradesh before the Hon'ble High Court, seeking the relief that she may be transferred at one of the stations of her choice in Distt. Bilaspur/Una. The case of the petitioner was listed before the Hon'ble High Court on 02.05.2025 when after hearing the matter the Hon'ble court was pleased to dispose of the above mentioned CWPs with the following directions/Order :-

"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 with a direction to the competent authority to consider and decide the pending representation dated 24.03.2025 (Annexure P-1), of the petitioner expeditiously, preferably within a period of three weeks, taking note of transfer policy, which enables an employee to seek transfer on the ground of couple case. 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 appropriate order. Pending applications, if any, also 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 she may be transferred from GMS Kalaghat u/c GMSSS Narag, Distt. Sirmour to GSSS Bassi or GMS Dollan u/c GSSS Bassi or GSSS Tarsooh or GSSS Jhirian, Distt. Bilaspur or GSSS Nehrian, or Nagarwala u/c GSSS Jadla or PMSGMSSS Mubarkpur or GSSS Amb or GSSS Chururu, Distt. Una, against vacancy/ longer stayee.

After perusal of the relevant record, it is revealed that the petitioner has been working in GMS Kalaghat u/c GMSSS Narag, Distt. Sirmour since 24.02.2022. Though the said teacher has completed her normal tenure of three years at her present place of posting but at present 22 students are studying there. Keeping in view the studies of the students studying at GMS Kalaghat u/c GMSSS Narag, 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.

DIRECTOR
July, 2025

Endst.No. even dated,

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

1. The Distt. Attorney, Directorate of Elementary Education, H.P Shimla-1
2. The Deputy Director of Education, Sirmour, (H.P.).
3. The Principal, GMSSS, Narag(Sirmour) H.P.
4. Sh.Mamta Devi, TGT(NM) GMS Kalaghat u/c GMSSS Narag (Sirmour,H.P.)
5. Incharge(IT).
6. Guard file.



DIRECTOR

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

July, 2025

In the matter of: CWP.No.8517/2025- titled as Sh. Gian Chand , TGT(NM) Vs. State of H.P. and others.

Whereas, Sh. Gian Chand, TGT(NM) previously working in GSSS Behal, Distt. Bilaspur has filed CWP. No. 8517/2025 titled as Gian Chand Vs. State of Himachal Pradesh before the Hon'ble High Court, seeking the relief that he may be adjusted at one of the stations of his choice in Distt. Solan. The case of the petitioner was listed before the Hon'ble High Court on 22.05.2025 when after hearing the matter the Hon'ble court was pleased to dispose of the above mentioned CWPs with the following directions/Order :-

“ Having regard to order proposed to be passed, there is no necessity to call for reply from the respondents, who are otherwise represented by learned Additional Advocate General. Since it is quite apparent from the pleadings as well as submissions made by the learned counsel for the parties that petitioner has already completed normal tenure at present place of posting, coupled with the fact that petitioner has never served in hard area, there appears to be no justification to interfere with the impugned transfer order and as such, same is upheld, however having taken note of the fact that wife of the petitioner is working in District Solan and there is none to take care of minor children of both the petitioner as well as wife, this Court without going into the merits of the case, deems it fit to dispose of the same with direction to the respondents to decide the pending representation (Annexure P-2) expeditiously, preferably, within ten days. 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 thereupon taking note of transfer policy, which certainly, enables an employee to seek transfer/adjustment on the ground of couple case. Liberty is reserved to the petitioner to file appropriate proceedings in appropriate court of law, if he still remains aggrieved. Till the time representation, if any, filed by the petitioner, is decided by the competent authority, petitioner shall not be compelled to join at the transferred station. Pending applications, if any, also 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 GSSS Kanda, Distt. Solan , against vacancy.

After perusal of the relevant record, it is revealed that the petitioner was transferred from GSSS Behal, Distt. Bilaspur to GHS Ramni, Distt. Kinnaur vice Sh. Anil Kumar, TGT(NM) vide order dated 14.05.2025 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.

Endst.No. even dated , Shimla-171001

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

1. The Distt. Attorney, Directorate of Elementary Education, H.P Shimla-1
2. The Deputy Director of Education, Kinnaur/Bilaspur, (H.P.).
3. The Principal, GSSS Behal(Bilaspur)/ GHS Ramni(Kinnaur), H.P.
4. Sh. Gian Chand, TGT(NM) S/O Sh. Sant Ram, Village & PO Beehal(Bilaspur), H.P.
5. Guard file.

Incharge (IT)

DIRECTOR

July, 2025

Directorate of School Education

08 JUL 2025

Himachal Pradesh, Shimla-171001

DIRECTOR