

EDN(SE)-H(7)-2025(TGT-NM)
DIRECTORATE OF SCHOOL EDUCATION
HIMACHAL PRADESH LALPANI SHIMLA

Dated Shimla-171001, the

Dec, 2025

In the matter of: CWP No. 19167/2025- titled as Virender Kumar, Vs. State of H.P. and others.

Whereas, Virender Kumar, TGT (NM) presently working in GMS Jamho Jalaun u/c GSSS Pressi, Distt. Mandi has filed CWP. No. 19167/2025- titled as Virender Kumar, Vs. State of H.P. and others before the Hon'ble High Court, seeking the relief that he may be transferred from GMS Jamho Jalaun u/c GSSS Pressi, Distt. Mandi to one of the stations of his choice in Distt. Mandi/Hamirpur The case of the petitioner was listed before the Hon'ble High Court on 04.12.2025 when after hearing the matter the Hon'ble court was pleased to dispose of the above mentioned CWP with the following directions/Order :-

"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 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 adverse family circumstances. Pending applications, if any, also stand disposed of."

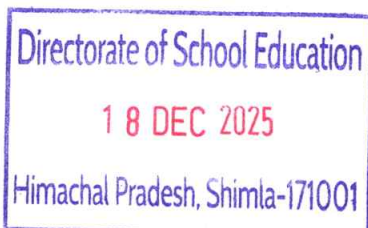
In compliance to the directions of the Hon'ble High Court, the petitioner was called for personal hearing on 15.12.2025 by the undersigned and the petitioner attended the personal hearing on scheduled date and time and was heard at length. During the course of hearing, the petitioner requested that he may be transferred from GMS Jamho Jalaun u/c GSSS Pressi, Distt. Mandi to GSSS Samtana, Distt. Hamirpur or GSSS Chandesh, Distt. Mandi or GSSS Patlander or GMS Dito u/c GSSS Badhani, Distt. Hamirpur against vacancy or longer stayee.

After perusal of the relevant record, it is revealed that the petitioner has been working at GMS Jamho Jalaun u/c GSSS Pressi, Distt. Mandi since 13.09.2022. Though the said teacher has completed his normal tenure at GMS Jamho Jalaun u/c GSSS Pressi but at present 11 students are studying there. Keeping in view the studies of the students studying at GMS Jamho Jalaun u/c GSSS Pressi, Distt. Mandi 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.


DIRECTOR
Dec,2025

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 School Education, (Elem.) Mandi(H.P.).
3. The Principal, as mentioned above.
4. Sh. Virender Kumar TGT (NM) at GMS Jamho Jalaun u/c GSSS Pressi, Distt. Mandi H.P.
5. Incharge (IT) Directorate of School Education.
6. Guard File.




DIRECTOR