

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 May, 2025


ORDER

The petitioner has filed present CWP No. 3244/2025 titled as Lal Chand TGT (Arts) & Smt. Divya, TGT (NM) V/s State of H.P. in the Hon'ble High Court vide which seeking their transfer from PM Shri GUSSS Jarol District Mandi to GSSS Devdhar, PM Shri GMSSS Gohar, GSSS Kandha, District Mandi, against vacancy/longer stayee. The case was listed before the Hon'ble High Court of H.P. on 10-03-2025, on this day Hon'ble Court has passed order/judgment. The Operative portion of the present CWP judgement is as under:-

"This writ petition is disposed of by directing respondent No.2 /Competent Authority to consider and decide the aforesaid representation of the petitioners, sympathetically, in accordance with law and as per applicable transfer policy within a period of two weeks from today. The decision so taken be also communicated to the petitioners. Pending miscellaneous application(s), if any, also stand disposed of."

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioners Sh. Lal Chand, TGT (Arts) & Smt. Divya, TGT (NM) have attended the personal hearing on 26-04-2025 and have submitted fresh representation, wherein request to transfer them from PM Shri GUSSS Jarol District Mandi either to GSSS Devdhar, PM Shri GMSSS Gohar, GSSS Kandha, District Mandi, against vacancy/longer stayee.

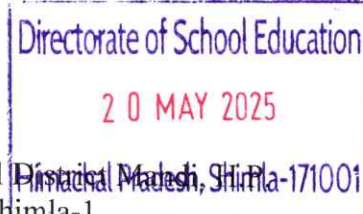
From the perusal of record, it is found that Sh. Lal Chand, TGT (Arts) & Smt. Divya, TGT (NM) are working at PM Shri GUSSS Jarol (Soft area) District Mandi since 18-06-2019 wherein the enrollment of students is 236 (Aprx.). As per provision contained in comprehensive guidelines Principles-2013 for regulating 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 petitioners is not tenable and hereby rejected. The representation of the petitioners with the present CWP is disposed of accordingly.


DIRECTOR
School Education
Himachal Pradesh, Shimla

Endst No.Even dated, Shimla-1, the May, 2025

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

1. The District Attorney (Edu) Dte. of Ele. Edu. w. r. t. CWP No. 3244/2025.
2. The Deputy Director of Elementary Education, Mandi, H.P.
3. The Principal, PM Shri GUSSS Jarol District Mandi, H.P.
4. Sh. Lal Chand, TGT (Arts) & Smt. Divya, TGT (NM) PM Shri GUSSS Jarol District Mandi, Shimla-171001
5. The Nodal Officer (IT) internal, Directorate of Elementary Education H.P. Shimla-1.
6. The Guard file.




DIRECTOR
School Education
Himachal Pradesh, Shimla