

No: EDN-H(2)B(6)1-18/2025(Arts)-Court Case
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

July, 2025



ORDER

In the matter of:-

CWP No.10181 /2025-titled as Bodh Raj, TGT (Arts) V/s. State of HP.


The petitioner earlier representation in CWP No. 7624/2024 titled as Bodh Raj, TGT (Arts) V/s. State of HP. was considered and his transfer order was issued on 19.06.2025 from PM Shri GUSSS Killar (Pangi) Distt. Chamba to GSSS Patta Brawari Distt. Solan against vacancy. Feeling aggrieved, the petitioner has filed present CWP 10181/2025 which was listed in the Hon'ble High Court of H.P. on 25.06.2025, on this day Hon'ble Court has passed order/judgment and sought his adjustment at his choice of station. The Operative portion of the present CWP judgment is as under:-

"...with a direction to the respondents to consider and decide the representation of the petitioner filed in compliance of judgment dated 8.5.2025 passed in CWP No. 7624 of 2025 afresh and if possible petitioner may be adjusted at one of the stations of his choice, so that he is able to take care of his ailing wife. Needful in terms of instant order shall be done expeditiously, preferably within a period of one week. 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. Till the time representation of the petitioner is not decided by the competent authority, petitioner shall not be compelled to join at the transferred station."

In compliance with the orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner was called for a personal hearing on dated 26.7.2025 and appeared before the undersigned on the scheduled date. The petitioner (Sh. Bodh Raj, TGT (Arts) has requested for his transfer/adjustment either at GSSS Haripur Sandholi, GHS Bhud, GHS Billanwali, GSSS Jharmajri, District Solan citing that he has serving in hard/tribal area and his wife is suffering from Chronic Kidney disease and is under treatment in PGI Chandigarh and she is on dialysis since December 2021, so that he had sought posting near Chandigarh i.e. Baddi Distt. Solan.

From the perusal of record, it is found that Sh. Bodh Raj, TGT (Arts) is working in PM Shri GUSSS Killar (tribal area) District Chamba since 04-12-2015 and has completed his normal tenure at present place of posting. At present post of TGT (Arts) are not lying vacant in ibid mentioned schools, however one Sh. Naresh Chand, TGT (Arts) is working at GHS Billanwali Distt. Solan since 05.08.2023 and not completed his normal tenure at present place of posting but he is serving within the radius of 30 Kms.

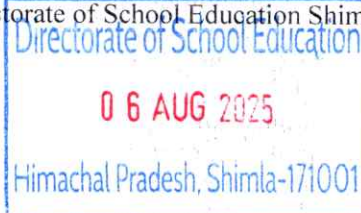
Keeping in view the position stated above, the representation of the petitioner has been considered sympathetically. Accordingly, Sh. ~~Bodh~~ Bodh Raj, TGT (Arts), who is under order of transfer from PM Shri GUSSS Killar Distt. Chamba to GSSS Patta Brawari Distt. Solan is hereby transferred/adjusted at GHS Billanwali Distt. Solan, vice Sh. Sh. Naresh Chand, TGT (Arts) who may further be transferred to GSSS Patta Brawari Distt. Solan against vacancy, by clubbing his previous place of postings tenure (with TTA/JT to Sh. Naresh Chand, TGT (Arts). The representation of the petitioner in the present CWP stands disposed of accordingly.



DIRECTOR
School Education
Himachal Pradesh, Shimla

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

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

1. The District Attorney (Edu) Dte. of School Edu. w. r. t. CWP No. 10181/2025.
2. The Deputy Director of Elementary Education, Chamba/Solan, H.P.
3. The Principal/Headmaster, PM Shri GUSSS Killar (CBA)/GSSS Patta Brawari/GHS Billanwali, Distt. Solan, H.P.
4. Sh. Bodh Raj, TGT (Arts) PM Shri GUSSS Kallar Distt. Chamba, H.P.
5. The Nodal Officer (IT) internal, Directorate of School Education Shimla.
6. The Guard file.




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Directorate of School Education,

Lalpani-Shimla-1 Himachal Pradesh.

Dated Shimla-171001 the

July, 2025

ORDER


In the matter of: CWP No. 9857/2025-titled as Geeta Devi, TGT (Arts) V/s. State of Himachal Pradesh and Others.

The petitioner Smt. Geeta Devi, TGT (Arts) transfer order was issued on dated 04.06.2025 from GSSS Jhajjakothe Distt Chamba to GHS Nailla u/c GSSS Kalhel Distt Chamba vice Sh. Govind, TGT (Arts) (i.e. respondent No.4) and vice versa. Feeling aggrieved, she has filed present case in the Hon'ble High Court. The case was listed before the Hon'ble High Court of H.P. on 02.07.2025, on this day Hon'ble Court has passed order/judgment. The Operative portion of the present CWP judgement is as under:-

"....that petitioner has joined at the present place of posting on 10.01.2019 and afore station falls in Education Block Tissa, District Chamba, which is again hard/sub-cadre area, she could not have been again transferred to hard area, rather, in terms of Clause 16.5 of the Transfer Policy, formulated by the Government of Himachal Pradesh, ought to have been given station of her choice. Consequently, in view of the above, present petition is allowed and impugned transfer order dated 04.06.2025 (Annexure P-1) is quashed and set-aside qua the petitioner only. Since there was no fault, if any, of private-respondent No.4, this Court hopes and trusts that necessary order, thereby posting the private-respondent No.4 at a convenient station shall be passed expeditiously, preferably, within a period of four weeks."

From the perusal of record, it is found that Smt. Geeta Devi, TGT (Arts) has already served sub cadre area of Distt. Chamba. The respondent No.4 Sh.Govind, TGT (Arts) posted at GHS Nailla u/c GSSS Jhajjakothe since 24.02.2022 and completed his normal tenure at sub cadre area. Therefore, Sh.Govind, TGT (Arts) submitted representation for his transfer/adjustment at GMS Makkan u/c GSSS Jhajjakothe Distt. Chamba. At present one post of TGT (Arts) is lying vacant at GMS Makkan u/c GSSS Jhajjakothe wherein 44 students are enrolled.

In view of above narrated facts, the transfer order of the petitioner Smt. Geeta Devi, TGT (Arts) issued vide this Directorate letter dated 04.06.2025 is hereby withdrawn with immediate effect. Further the representation of the respondent No.4 is considered sympathetically and Sh. Govind, TGT (Arts), posted at GHS Nailla u/c GSSS Kalhel Distt Chamba is hereby adjusted at GMS Makkan u/c GSSS Jhajjakothe Distt. Chamba against vacancy, without TTA/JT. All the concerned are intimated accordingly.



DIRECTOR
School Education
Himachal Pradesh, Shimla

July, 2025

Endst No. Even dated, Shimla-1, the
Copy to the following for information and necessary action please:-

1. The District Attorney (Edu) Dte. of School Edu. w. r. t. CWP No. 9857/2025.
2. The Deputy Director of Elementary Education Chamba, H.P.
3. The Principal/Headmaster, GSSS Kalhel/GSSS Jhajjakothe Distt Chamba,
4. Sh. Govind, TGT (Arts), posted at GHS Nailla u/c GSSS Kalhel Distt Chamba H.P.
5. The Nodal Officer (IT) internal, Directorate of School Education Shimla.
6. The Guard file.




DIRECTOR
School Education
Himachal Pradesh, Shimla