

No-EDN-SE(26)B(6)1/2025-CWP No. 9626/2025
Directorate of School Education
Himachal Pradesh

Dated -Shimla -171001 the.

Directorate of School Education
01 JUL 2025
Himachal Pradesh, Shimla-171001

ORDER

Whereas the petitioner namely Suresh Kumar, Lect(History) was transferred from GSSS Kandaur (Bilaspur) to GSSS Lagdaghat (Solan) vice Sanju Kumar Lect(History) by clubbing the previous stay on dated 04.06.2025. Feeling aggrieved against these orders he filed CWP No. 9626/2025 titled as Suresh Kumar vs State of HP before the Hon'ble High Court seeking there in relief, which was listed on dated 11.06.2025 when the Hon'ble Court has given following directions as under:-

"Accordingly, this Court disposes of the instant petition, with the directions that in case the petitioner, submits a representation, the respondent No. 2 Director School Education, HP shall consider/examine the representation, in the light of Clause 5.4 of transfer policy and in accordance with law and then pass appropriate orders, after hearing the petitioner and respondent No. 3 on or before 28.06.2025.

Needless to say, that while considering the representation, respondent No. 2 shall examine/consider the feasibility of posting the petitioner against vacant places, so as to give effect to the concession available to couple employees, in terms of the policy.

It is clarified that till the decision of representation, the respondents shall not compel the petitioner to join the transferred station on the basis of orders dated 04.06.2025 and petitioner is free to avail leave of the kind due.

With these observations and directions and leaving all questions open, the instant petition and all pending applications, shall stand disposed of."

And whereas, upon passing of order dated 11.06.2025, the representation from the petitioner has been received on dated 12.06.2025 and he was called for personal hearing on 24.06.2025. During the course of hearing and in his representation he has requested that he was transferred from his present station without allowing him to complete his normal stay and he may be adjusted either at GSSS Nalti or GSSS Dumehar or GSSS Sui-Surhar in Distt. Bilaspur against vacancy being couple case as far as possible.

And whereas, as per direction passed by the Hon'ble Court as above, request of the petitioner has been considered and found that the respondent No. 4 has already joined at GSSS Kandaur (Bilaspur) on 09.06.2025 and the post of Lecturer History opted by the petitioner i.e. GSSS Nalti, GSSS Dumehar and GSSS Sui-Surhar (Bilaspur) is lying vacant. Hence, the request of the petitioner is being allowed/considered to GSSS Sui-Surhar, Distt. Bilaspur against vacancy under Clause 5.4 of transfer policy.

Now therefore, after taking into account the above discussed detailed facts and circumstances the petitioner i.e. Sh. Suresh Kumar, Lect(History) who is under transfer from GSSS Kandaur(Bilaspur) to GSSS Lagdaghat(Solan) is hereby adjusted at GSSS Sui-Surhar(Bilaspur) against vacancy without TTA/JT. Hence the representation stands disposed of.

Directorate of School Education
01 JUL 2025
Himachal Pradesh, Shimla-171001

Regd.

Sh. Suresh Kumar, Lect(History)

GSSS Kandaur/Sui-Surhar (Bilaspur)

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

Copy for information to:-

1. The Distt Attorney(Edu.), Dte. of School.Edu. in ref. to CWP No. 9626/2025 v/s State
2. Dy. Director of Higher Education Bilaspur (HP)
3. The Principal GSSS Kandaur/Sui-Surhar(Bilaspur)/ Lagdaghat(Solan) (HP)
4. Incharge IT Cell to upload the said order on website
5. Guard File.

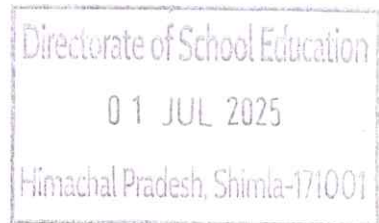
Director School Education
Himachal Pradesh

Director School Education
Himachal Pradesh

No-EDN-HE(26)B(6)1/2025-CWP No.8717/2025
Directorate of Higher Education
Himachal Pradesh

Dated -Shimla -171001 the.

ORDER



Whereas, the petitioner namely Sh.Sanjay Kumar, Lecturer (SN) Hindi who is working at GSSS Badehar (Hmr) w.e.f. 27.07.2022, has filed CWP No. 8717/2025 titled as Sanjay Kumar vs State of HP before the Hon'ble High Court seeking there in relief regarding his transfer being a couple case. This petition was listed on 26.05.2025 when the Hon'ble Court has given following directions:-


Consequently, in view of the above, 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 four 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 thereupon taking note of transfer policy, which certainly, enables an employee to seek transfer/adjustment on the ground of couple case. Pending applications, if any, also stand disposed of.

And whereas, in compliance of Hon'ble High Court order dated 26.05.2025 the petitioner was called for personal hearing on 24.06.2025 and he was heard in person. During the course of hearing and in his representation dated 09.06.2025 he has requested that he has almost completed the normal stay at his present station and may be transferred either to GSSS Upper-Hareta, GSSS Galore or GSSS Kangoo in Distt. Hamirpur against vacancy.

And whereas, as per direction passed by the Hon'ble High Court as above, the request of the petitioner has been considered and found that firstly the station opted by the petitioner is not lying vacant. Moreover, during his services he mostly manage his transfer to his choice of station on mutual basis and the transfer and posting for any government employee is not a matter of right. Hence, cannot be acceded to.

Now therefore, after taking into account the above discussed detailed facts and circumstances, representation has been considered and rejected. Accordingly, the petitioner will be continue at his present place of posting, Hence representation stands disposed of.

May inform the parties accordingly.


Director School Education
Himachal Pradesh

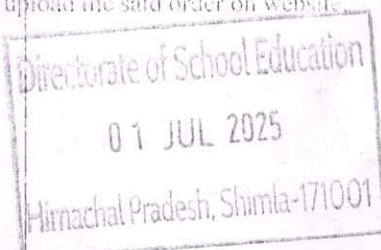
Regd.


Sanjay Kumar S/o Shri Durga Dass, Resident of Village and Post Office Baroh, Tehsil Bhoranj, District Hamirpur, Himachal Pradesh

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

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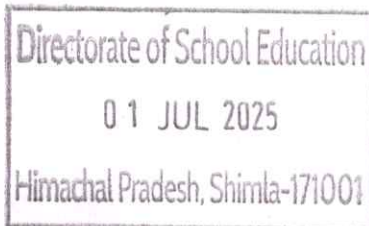
1. The Distt Attorney (Edu.), Dte. of Hr. Edu. in ref. to CWP No.8717/2025
2. The Dy. Director of Higher Education Distt. Hamirpur HP.
3. The Principal, GSSS Badehar (Hmr) HP.
4. Incharge e-Governance to upload the said order on website
5. Guard File




Director School Education
Himachal Pradesh

No. EDN-SE (26)B(6)-9893/2025
Directorate of School Education
Himachal Pradesh.

Dated Shimla-171001



ORDER

Whereas, Manjeet Singh, Lecturer (School-New) (English) was filed CWP No. 9893/2025 before the Hon'ble High Court against his transfer from GSSS (B) Garli (Kangra) to GSSS Telka (Chamba) against vacancy issued vide this office order dated 04.06.2025 as pleaded that his transfer has been effected on the basis of D.O. note issued by Extra Constitutional Authority.

The case was listed before the Hon'ble Court on 20.6.2025 when the case was disposed of with the following directions:-

“Having taken note of the fact that petitioner has already completed normal tenure of posting at present place of posting, coupled with the fact that bare perusal impugned transfer order nowhere suggest that same has been issued on the basis of recommendation made Extra Constitutional Authority, this Court sees no reason to interfere with the impugned transfer order. However, having taken note of the fact that mother of the petitioner is unwell, as is evident from the representation submitted by him, this Court deems it fit to dispose of the petition to the respondents to consider and decide the same expeditiously, preferably within a period of 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 appropriate order, taking note of transfer policy framed by the Government of Himachal Pradesh, which certainly enables an employee to seek transfer/adjustment at convenient station on account of adverse family circumstances. Till the time representation, if any, filed by the petitioner, is not decided by the competent authority, petitioner shall not be compelled to join at the transferred station. Pending applications, if any, also stand disposed of.”

And whereas, upon passing of above directions, petitioner was called to appear for personal hearing on dated 30.6.2025. During the course of hearing petitioner has requested that either to cancel his transfer order or adjust him at his choice of stations i.e. GSSS Ghamroor (KGR)/Lagru (KGR)/Nahlian (KGR) and GSSS Kinnu (Una) against vacancy on the medical grounds of his mother.

And whereas, that the matter has been examined and found that petitioner was transferred from GBSSS Garli (Kangra) to GSSS Telka (Chamba) against vacancy with the prior approval of competent authority as he has already completed his normal stay at present place of posting. Moreover, during his entire services he has served in his home district i.e. Distt. Kangra, now he should served in District Chamba. As per “Comprehensive Guiding Principles- 2013” for the regulation the transfer of State Government employees it is clearly mentioned at Point No.-12.1 that no Government employee can claim his transfer or posting as a matter of right. It will be the discretion of State Government of 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, a request of the petitioner cannot be acceded to. Hence in view of ongoing facts, representation of the petitioner has been rejected and transfer order dated 04.06.2025 shall stand.

With these observations, representation stand disposed of.

Regd.

Sh. Manjeet Singh, S/o Sh. Jarnail Singh

Vil. Malot, P.O. Seul, Teh. Jaswan, Distt. Kangra, HP.

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 Higher Education, Kangra/Chamba, H.P.
2. The Principal, GSSS (B) Garli (KGR)/Telka (CBA), HP.
3. Supdt. Legal Cell, DSE in reference to CWP No. 9893/2025
4. Incharge IT Cell to upload the said orders on official website.
5. Guard File.

Director School Education
Himachal Pradesh.

