

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

ORDER

In the matter of: CWP No: 2460/2025-titled as Anjana Kumari V/s State of Himachal Pradesh (Regarding Transfer).

Smt. Anjana Kumari, TGT (Med.) has filed CWP No. 2460/2025 titled as Anjana Kumari V/s State of H.P. in the Hon'ble High Court, and seeking her transfer from GHS, Bhater u/c GSSS, Saloa District Hamirpur to GSSS, Tal, GHS Gulela, GSSS, GSSS, Chamboh, GSSS, Mehal Distt Hamirpur against longer stayee. The case was listed before the Hon'ble High Court of H.P. on 19.02.2025, on this day Hon'ble Court has passed order/judgment. The Operative portion of the present CWP judgement is as under :-

"Respondent No.2-Director, Elementary Education, Himachal Pradesh is directed to examine the representation dated 21.06.2024 in accordance with law after affording a personal hearing the Petitioner [Anjana Kumari] on or before 15.03.2025; Needless to say that this Court has not adverted to the merits, claim and contentions, raised in the representation or which are left to be examined by Respondent No.2, aforesaid, independently, in accordance with law."

In compliance to the aforesaid orders passed by the hon'ble High Court of Himachal Pradesh, the petitioner Smt. Anjana Kumari, TGT (Med.) has attended the personal hearing on 13.03.2025 and has submitted representation, wherein request to transfer her from GHS, Bhater Distt. Bilaspur to GSSS, Tal, GHS Gulela, GSSS, Chamboh, GSSS, Mehal Distt Hamirpur against longer stayee.

From the perusal of record, it is found that Smt. Anjana Kumari, TGT (Med.) is working in GHS, Bhater District Bilaspur since 10.12.2022 (Soft area) and has not completed normal tenure at her present place of posting. At present the post of TGT (Med.) is not lying vacant in above mentioned schools. Moreover, the petitioner is working in soft area and she is not entitled for transfer to choice station despite the fact that TGT's is State Cadre post and the incumbents are supposed to serve anywhere in the State.

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

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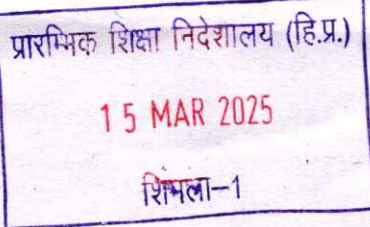
claimed as a matter of right. It will be the discretion of the State Govt., to post/transfer any employee anywhere in the state, keeping in view of the administrative exigencies/convenience.

Keeping in view, the above facts and circumstances, the case of the petitioner for transfer cannot be considered at this stage. Hence, request made by the petitioner is hereby rejected. The representation of the petitioner is disposed of accordingly.

DIRECTOR

March, 2025
Endst No. Even dated, Shimla-1, the
Copy to the following for information and necessary action please:-

1. The Secretary (Education) to the Govt. of Himachal Pradesh, Shimla-2
2. The District Attorney (Edu) Dte. of Ele. Edu. w. r. t. CWP No. 2460/2025.
3. The Deputy Director of Elementary Education, Shimla, H.P.
4. The Principal, GSSS Saloa, District Hamirpur, H.P.
5. Smt. Anjana Kumari, TGT (Med.) GHS, Bhater u/c GSSS, Saloa Distt. Bilaspur H.P.
6. The Nodal Officer (IT) internal, Dte. of Elementary Education, Shimla-1.
7. Guard file.



DIRECTOR