

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

ORDER



In the matter of:-

CWP No. 9389/2025-titled as Himani Sharma, TGT (Arts) V/s. State of HP.


The petitioner has filed present CWP in the Hon'ble High Court of HP against this Directorate office order dated 14.05.2025 vide which petitioner was transferred from GSSS Tal Distt. Hamirpur to GSSS Nangal Khurd Distt. Una. The case was listed before the Hon'ble High Court of H.P. on 16.06.2025 on this day Hon'ble Court has passed order/judgment. The Operative portion of the present CWP judgement is as under:

".....Needless to say, authority concerned while doing the needful in terms of instant order, shall afford an opportunity of being heard to the petitioner and pass appropriate orders thereupon taking note of transfer policy, which certainly enables an employee to seek transfer/adjustment at a convenient station on the ground of couple case. Till the time, representation, as detailed hereinabove, is not decided by the competent authority, petitioner shall not be compelled to join at the transferred station. Interim order dated 05.06.2025 stands hereby vacated."

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 28.08.2025 and appeared before the undersigned on the scheduled date. The petitioner (Smt. Himani Sharma, TGT (Arts) has requested that her husband is also working as Headmaster in Education department and Father-in-law and Mother in law are in old age therefore sought her adjustment in Distt. Hamirpur i.e. GSSS Kakriar/GMS Dho/GSSS Garli/GSSS Bhukkar/GMS Nara/GSSS Bhareri Distt Hamirpur. Further she has submitted that she had joined her services at transferee station i.e. GSSS Nangal Khurd Distt. Una.

From the perusal of record, it is found that Smt. Himani Sharma, TGT (Arts) transfer order was issued from GSSS Tal Distt. Hamirpur to GSSS Nangal Khurd Distt. Una on dated 14.05.2025. the institution i.e. GSSS Nangal Khurd Distt. Una is classified as a soft area within District Una wherein 145 students are enrolled. Further Smt. Himani Sharma, TGT (Arts) has already joined her duty at GSSS Nangal Khurd Distt. Una on dated 17.06.2025 and having very short stay. However, 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 Govt. to post/transfer any employee anywhere in the state keeping in view of the administrative exigencies/convenience."

Now therefore, after taking into account the above narrated detail fact and circumstances, the request of the petitioner has been considered and rejected on the ground that petitioner was posted at soft area station and her transfer order was issued to a soft area and in the interest of students her services are urgently required in GSSS Nangal Khurd Distt. Una. Hence, in view of ongoing facts, representation of the petitioner has been rejected and stands disposed of. All the concerned are intimated accordingly.



DIRECTOR
School Education
Himachal Pradesh, Shimla

Endst No. Even dated, Shimla-1, the

Sept., 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. 9389/2025.
2. The Deputy Director of School (Elem.) Education, Hamirpur/Una, H.P.
3. The Principal/Headmaster, GSSS Tal Distt. Hamirpur to GSSS Nangal Khurd Distt. Una.
4. Smt. Himani Sharma, TGT (Arts) GSSS Nangal Khurd Distt. Una H.P.
- ✓ 5. The Nodal Officer (IT) internal, Directorate of School Education Shimla.
6. The Guard file.


DIRECTOR
School Education
Himachal Pradesh, Shimla