

EDN-(SE)-H(7)-TGT(NM)/2025-CC-
DIRECTORATE OF SCHOOL EDUCATION
HIMACHAL PRADESH LALPANI SHIMLA

Dated Shimla-171001, the

February, 2026

In the matter of: CWPNo.2123/2024- titled as Rohit Kumar, TGT(NM) Vs. State of H.P. and others.

Whereas, Sh. Rohit Kumar, TGT(NM) presently working in GSSS Kotighat, Distt. Shimla has filed CWPNo.2123/2024 titled as Rohit Kumar Vs. State of Himachal Pradesh before the Hon'ble High Court, seeking the relief that he may be transferred from GSSS Kotighat, Distt. Shimla to one of the stations of his choice in Distt. Kangra The case of the petitioner was listed before the Hon'ble High Court on 19.12.2025 when after hearing the matter the Hon'ble court was pleased to dispose of the above mentioned CWPs with the following directions/Order :-

" True, it is that it is sole prerogative of the employer to post an employee anywhere in the State, but once transfer policy formulated by State of Himachal Pradesh, itself prescribes for completion of minimum tenure of three years at one place and besides this, employee can also seek transfer on the ground of adverse family circumstances, this Court sees no impediment in as much as reserving liberty to the petitioner to file representation within one week, which in turn shall be considered and decided by the competent authority, 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 taking note of transfer policy as well as observations made herein above. In the aforesaid terms present petition is disposed of alongwith pending applications, if any."

In compliance to the directions of the Hon'ble High Court, the petitioner was called for personal hearing on 09.02.2026 by the undersigned and the petitioner attended the personal hearing on scheduled date and time and was heard at length. During the course of hearing, the petitioner requested that he may be transferred from GSSS Kotighat, Distt. Shimla to GSSS Gher Mangarh or GSSS Badhal Thore or GSSS Guler, Distt. Kangra, against vacancy.

After perusal of the relevant record, it is revealed that the petitioner has been working in GSSS Kotighat, Distt. Shimla since 18.11.2019 which is a soft area and he has completed his normal tenure at his present place of posting. The petitioner is a TGT(NM) which comes under State cadre post and can be posted anywhere in the state as per requirement. The petitioner in his representation has specified for his adjustment in GSSS Gher Mangarh or GSSS Badhal Thore or GSSS Guler, Distt. Kangra, against vacancy. However, as per Comprehensive Guidelines Principles-2013 there is no such provision that allows a government employee serving in soft area to specify stations of his choice for adjustment, hence the request of the petitioner cannot be acceded.

The representation of the petitioner is disposed of after due consideration.

DIRECTOR
February, 2026

Endst.No. even dated ,

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

1. The Distt. Attorney, Directorate of School Education, H.P Shimla-1
2. The Deputy Director of School Education(Elementary), Shimla (H.P.).
3. The Principal, GSSS Kotighat (Shimla) H.P.
4. Sh. Rohit Kumar, TGT(NM) GSSS Kotighat, Distt. Shimla, H.P.
5. Incharge(IT).

DIRECTOR

