

No: EDN-H(2)B(6)1-18/2024(Med.)-Court Case
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

26th June, 2024

ORDER

In the matter of: CWP No. 9459/2025-titled as Avinash Thakur, TGT (Med.) V/s. State of Himachal Pradesh and others (Regarding Transfer).

The Petitioner Sh. Avinash Thakur, TGT(Med)) filed CWP No. 9459/2025 titled as. Sh. Avinash Thakur, TGT(Med) Vs. State of H.P. before the Hon'ble High Court of H.P. against his transfer from GSSS, Lower Hareta Distt. (Hmr.) to GMSSS Mamligh Distt. (Sln.). The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 06.06.2025, when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

"However, having taken note of the adverse family circumstances of the petitioner, apprised by learned counsel for the petitioner during proceedings of case, present petition is disposed of by reserving liberty to the petitioner to make a detailed representation to respondent No.2/competent authority for his adjustment at a suitable place, within two days, which in turn shall be considered and decided by said authority within a week, thereafter, taking note of CGP-2013 and also adverse family circumstances of petitioner."

Till the time, representation, if filed within two days, is decided by competent authority, petitioner shall not be relieved from his present place of posting.

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner i.e Sh. Avinash Thakur, TGT (Med.) was called for personal hearing on 21.06.2025 and has submitted fresh representation and requested to adjust him at GSSS, Cholthra, G(B)SSS Sundernagar Distt. (Mnd.), GSSS Maloh Distt. (Blp.).

From the perusal of record, it is found that Sh. Avinash Thakur, TGT (Med.) was working in GSSS, Lower Hareta Distt. (Hmr.) since 09.07.2022 and has completed normal tenure at her present place of posting. He is transferred to GMSSS, Mamligh Distt. (Sln.) which falls in soft area.

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. 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.

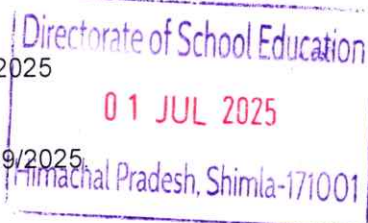
DIRECTOR

26th June, 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 Elementary Edu. w. r. t. CWP No. 9459/2025.
3. The Deputy Director of Elementary Education Sirmour H.P.
4. The Principal, GSSS Bhajond /GSSS Mamligh District Solan H.P.
5. Sh. Avinash Thakur, TGT (Med) GSSS, Lower Hareta Distt. Hamirpur H.P.
6. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
7. The Guard file.



DIRECTOR

20/05/19

No: EDN-H(2)B(6)1-18/2024(Med.)-Court Case
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

26th June, 2024

ORDER

In the matter of: CWP No. 9273/2025-titled as Hem Lata, TGT (Med.) V/s. State of Himachal Pradesh and others (Regarding Transfer).

The Petitioner Smt. Hem Lata, TGT(Med)) filed CWP No. 9273/2025 titled as, Smt. Hem Lata, TGT(Med) Vs. State of H.P. before the Hon'ble High Court of H.P. seeking her transfer from GHS, Alawong Distt. (Shimla) to Distt. Mandi against longer stay or against vacancy. The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 04.06.2025, when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

"Consequently, in view of the above, this Court, without going into the merits of the case, deems it fit to dispose of the present petition with liberty to the petitioner to file representation before the competent authority within two days, enabling it to consider and decide the same expeditiously, preferably within a period of two 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 clauses 10 and 15 (Category-B) of the transfer policy, which enable an employee to seek transfer/adjustment at a convenient station on medical grounds. Pending applications, if any, also stand disposed of."

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner i.e Smt. Hem Lata, TGT (Med.) was called for personal hearing on 21.06.2025 and has submitted fresh representation and requested to adjust her in Distt. (Mandi) against vacancy or against longer stayee.

From the perusal of record, it is found that Smt. Hem Lata, TGT (Med.) was working in GHS, Alawong (Kotkhai) Distt. (Shimla) since 24.02.2022 and has completed normal tenure at her present place of posting. Moreover, GHS, Alawong falls in soft area of Distt. Shimla.

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. 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.

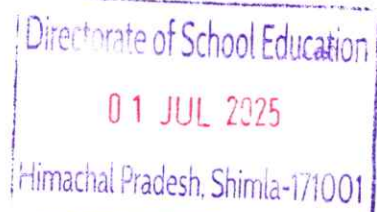
DIRECTOR

Endst No. Even dated, Shimla-1, the

26th June, 2025

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 Elementary Edu. w. r. t. CWP No. 9213/2025.
3. The Deputy Director of Elementary Education Sirmour H.P.
4. The Principal, GSSS Bogdhar District Sirmour H.P.
5. Smt. Parveen Kumari, TGT (Med) GSSS, Bogdhar Distt. Sirmour H.P.
6. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
7. The Guard file.



DIRECTOR

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Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

26th June, 2024

ORDER

In the matter of: CWP No. 9213/2025-titled as Parveen Kumari, TGT (Med.) V/s. State of Himachal Pradesh and others (Regarding Transfer).

The Petitioner Smt. Parveen Kumari, TGT(Med)) filed CWP No. 9213/2025 titled as, Smt. Parveen Kumari, TGT(Med) Vs. State of H.P. before the Hon'ble High Court of H.P. seeking her transfer from GHS, Chokar u/c GSSS, Bogdhar Distt. (Smr.) to Distt. (Hmr.) against longer stay by clubbing the previous stay. The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 03.06.2025, when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

"Consequently, in view of the above, this Court, without going into the merits of the case, deems it fit to dispose of the present petition, with a direction to the respondents to consider and decide the pending representation (Annexure P-2) of the petitioner expeditiously, preferably within a period of four weeks from today. Ordered accordingly. 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 thereafter taking note of Transfer Policy formulated by the Government of Himachal Pradesh. Pending applications, if any, stand disposed of."

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner i.e Smt. Parveen Devi, TGT (Med.) was called for personal hearing on 21.06.2025 and has submitted fresh representation and requested to adjust her at Distt. (Hamirpur) against longer stayee.

From the perusal of record, it is found that Smt. Parveen Devi, TGT (Med.) was working in GHS, Chokar u/c GSSS, Bogdhar Distt. (Smr.) since 25.02.2022 and has completed normal tenure at her present place of posting. Moreover, GHS Chokar u/c GSSS, Bogdhar Distt. (Smr.) falls in soft area of Distt. Sirmour.

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. 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

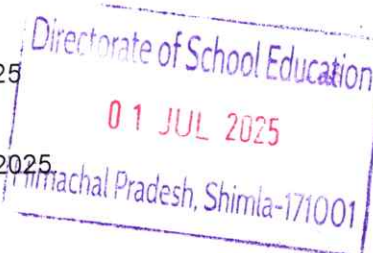
26th June, 2025

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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 Elementary Edu. w. r. t. CWP No. 9213/2025
3. The Deputy Director of Elementary Education Sirmour H.P.
4. The Principal, GSSS Bogdhar District Sirmour H.P.
5. Smt. Parveen Kumari, TGT (Med) GSSS, Bogdhar Distt. Sirmour H.P.
6. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
7. The Guard file.

DIRECTOR



No: EDN-H(2)B(6)1-18/2024(Med.)-Court Case
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

27th June, 2024

ORDER

In the matter of: CWP No. 8281/2025-titled as Neelam Kumari, TGT (Med.) V/s. State of Himachal Pradesh and others (Regarding Transfer).

The Petitioner Smt. Neelam Kumari, TGT(Med)) filed CWP No. 8281/2025 titled as, Smt. Neelam Kumari, TGT(Med) Vs. State of H.P. before the Hon'ble High Court of H.P. seeking her transfer from GHS, Rang u/c GSSS, Hobar Distt. (Chamba) to Distt. Kangra against longer stay or against vacancy. The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 04.06.2025, when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

" In view of above submissions, this writ petition is disposed of by directing respondent No. 2/Competent Authority to consider and decide the aforesaid representation of the petitioner in accordance with law and as per applicable transfer policy keeping in view the assurance given by the respondents as recorded in the decision dated 07.10.2023, rendered in CWP No. 6632 of 2023, within a period of two weeks from today. The decision so taken be also communicated to the petitioner."

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner i.e Smt. Neelam Kumari, TGT (Med.) was called for personal hearing on 21.06.2025 and has submitted fresh representation and requested to adjust her in Distt. (Kangra) against vacancy or against longer stayee.

From the perusal of record, it is found that Smt. Neelam Kumari, TGT (Med.) is working in GHS Raang u/c GSSS, Hobar Distt. (Chamba) since 30.08.218 and has completed normal tenure at her present place of posting. Moreover, GHS Raang u/c GSSS, Hobar Distt. (Chamba) falls in soft area of Distt. Chamba.

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. 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

27th June, 2025

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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 Elementary Edu. w. r. t. CWP No. 8281/2025.
3. The Deputy Director of Elementary Education Chamba H.P.
4. The Principal, GSSS Hobar District Chamba H.P.
5. Smt. Neelam Kumari, TGT (Med) GSSS, Hobar Distt. Chamba H.P.
6. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
7. The Guard file.

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

DIRECTOR