

**DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA**

Dated Shimla-171001, the

August, 2024

In the matter of: CWP No. 5603/2024 titled as Balvinder Singh Verma, TGT (NM) Vs. State of H.P. & ors.

Whereas, Sh. Balvinder Singh Verma, TGT (NM) preferred CWP No. 5603/2024 titled as Balvinder Singh Verma Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GHS Galeha, District Shimla to the station nearby his native place in Distt. Hamirpur, against vacancy/ longer stayee by clubbing his/her previous stay. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 20.06.2024 when the Hon'ble High Court has passed the following orders:-

"3. This petition, accordingly, as prayed for, is disposed of with the direction that let representation Annexure P-2 of the petitioner be decided, in the light of the averments made therein as well as the judgment being relied upon by the petitioner, within a period of six weeks' by the Competent Authority. Pending miscellaneous applications, if any, also stand disposed of."

In compliance of the aforesaid orders of the Hon'ble High Court the petitioner was called for personal hearing on 12.08.2024. He has attended the same and submitted his representation in this office on 12.08.2024 vide which he has requested that he has completed normal tenure at his present place of posting i.e GHS Galeha, Distt. Shimla, H.P and he further requested that he may be transferred/adjusted in Distt. Hamirpur, against vacancy/ longer stayee by clubbing his/her previous stay.

From perusal of record, it has been found that the petitioner is working at GHS Galeha, Distt. Shimla w.e.f. 20.02.2020 wherein the enrollment of students is 13 (Aprx.). 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 "All employees during their period of service will serve for at least single tenure in tribal/difficult/Hard area and remote/rural areas. 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." Therefore, being a State cadre Government employee, the request of the petitioner is not tenable and hereby rejected.

Endst: No:-EDN-H(2)B(6)1-18/2024-(NM)-dated, Shimla-1

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

1. The Distt. Attorney (Edu.) Directorate of Elementary Education, H.P. Shimla-1.
2. The Deputy Director of Elementary Education, Shimla, (H.P.)
3. The Principal/Headmaster, GHS Galeha, Distt. Shimla, H.P.
4. (Regd.) Sh. Balvinder Singh Verma S/o Sh. Harnam Singh R/o Village Kankari, P.O. Didwin, Tehsil & District Hamirpur, HP.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla-1.
6. Guard file.

DIRECTOR

August, 2024

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)

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शिमला-1

DIRECTOR