

No.EDN-H(2)B(6)1-18/2021-229 (Court Case)

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

May.2022

In the matter : CWP No.2137/2022 titled as Yashvinder Katoch,TGT(Med) Vs State of H.P. & others.

The Petitioner Sh. Yashvinder Katoch, filed CWP No. 2179/2022 titled as Yashvinder Katoch TGT(Med)versus State of H.P. agreed his transfer from GSSS Bandahou Distt. Kangra to GSSS Lylh Distt. Chamba. The case of the petitioner was listed before the Hon'ble High Court on 07th April, 2022 ,when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

"Hardship is an issue, which is to be considered by the employer. The petitioner may, therefore, approach respondent No.2-Director of Elementary Education by mean of an appropriate representation ,who may consider the grievance of the petitioner and pass appropriate order of posting the petitioner at a place nearer to the place of the posting of his wife or vice versa, within a period of 15 days from the date of filing of such representation"

As per direction of the Hon'ble High Court the petitioner called for personal hearing on dated 06-05-2022 through video conference. During personal hearing he has requested that he may be adjusted in GSSS Mundhi, GSSS Lahla, GSSS Daroh, CSKM GSSS Atiyala Dai, GSSS Bairagaht, GSSS Darang Dist. Kangra against vacancy or longer stayee.

From the perusal of record, it reveals that the petitioner has been transferred from .GSSS Bandahou Distt. Kangra to GSSS Lylh Distt. Chamba vice Smt. Kamini Kashyap, TGT (Med).& vice versa on the completion of normal renure of three years as per policy ,with the prior approval of the competent authority. As per provision contained in "comperhensive guiding Principles-2013" for regulating the transfer of State Government employees, transfer and posting to a particular place can not be claimed as a right by the petitioner. The petitioner has further stated that he was facing some difficulties at the domestic front ,but now his wife has been transferred from GSSS Sihunta Distt. Chamba to GSSS Lamabagaon Dsitt, Kangra and she has joined there. The petitioner has also joined at his transferred station i.e. GSSS Lylh Dsitt. Chamba. Keeping in view above fact and circumstances, the request of the petitioner is not tenable at the

प्राथमिक शिक्षा निदेशालय (हि.प्र.)
18 MAY 2022
DIRECTOR

Endst. No. Even Dated Shimla-171001.

May. 2022. शिमला-1

Copy for information is forwarded to:

- 1 The Distt. Attorney (Edu.) Directorate of Elementary Education Shimla-1.H.P
- 2 The Deputy Director of Elementary Education, Kangra/Chamba, H.P.
- 3 The Principal / Headmaster GSSS Bandahou(KGR)/GSSS Lylh Distt. Chamba.
- 4.. The Nodal Officer Directorate of Elementary Education Shimla, H.P.

DIRECTOR