

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

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)
26 JUL 2022
रिजिस्टर-1

Dated- Shimla-171001, the July, 2022

In the matter of:

CWP No. 3183/2022 titled as Sushil Kumar Vs. State
of H.P. & Others.

Whereas, Sh. Sushil Kamar, TGT (NM) preferred CWP No. 3183/2022 titled as Sushil Kumar Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GMS Rulang u/c GSSS Barot Distt. Mandi (hard area) to the station of his choice. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 23.5.2022 when the Hon'ble High Court has passed the following orders:-

"4. Needless to say, authority concerned while doing the needful, in the terms of instant order, would not only afford opportunity of being heard to formulated by Government of Himach Pradesh as well as judgment dated 27.08.2007 passed by Devisional Bench of this Court in CWP No. 1105/2006, wherein respondent/State has been directed to ensure that all the employee are treated fairly and equally and every employee during his tenure of service serves in tribal area also remote/rural area. Petitioner shall be at liberty to file appropriate proceedings before appropriate court of law., if he still remains aggrieved.

5. The petition stands disposed of in the afore terms. Pending miscellaneous application(s), if any, shall also stand disposed of."

Whereas, in the compliance to the orders passed by the Hon'ble High Court petitioner was called for personal hearing on 23.7.2022 and he attended the same. At the time personal hearing the petitioner has submitted that he has completed more than three year stay at his present place of posting i.e. GMS Rulang u/c GSSS Barot which is a hard/sub-cadre area. He has further requested that he may be transferred to GSSS Chauntra Distt. Mandi against vacancy likely to be caused due to retirement of present incumbent on 31.12.202 or GSSS(B) Jogindernagar District Mandi against vacancy likely to be caused due to promotion of present incumbent.

From perusal of record, it has been found that the petitioner has been working GMS Rulang u/c GSSS Barot District Mandi since 28.8.2018 and has completed more than three years stay there. One post of TGT(NM) is going to be vacant due to retirement of present incumbent at GSSS Chauntra District Mandi. Keeping in view the above facts and circumstances, the representation of the petitioner is considered sympathetically and he is hereby transferred without TTA/JT from GMS Rulang u/c GSSS Barot District Mandi to GSSS Chauntra District Mandi against vacancy likely to be caused due to retirement of present incumbent 31.12.2022. These orders will be implemented after the retirement of present incumbent on 31.12.2022. The representation of the petitioner is disposed of accordingly.

Endst:No:-EDN-H(2)B(6)1-18/2022-(NM)-dated, Shimla-1

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

1. The Distt. Attorney (Edu.) Directorate of Elementary Education, Shimla, H. P.
2. The Deputy Director of Education Mandi (H.P.).
3. The Principal Govt. Sr. Sec. School Rulling/Chauntra Distt.Mandi (H.P.)
4. (Regd.) Sushil Kumar, S/o Shri Dhani Ram, R/O Vill. Bhadehar P.O. Moha Ghatti Tehsil Jogindernagar Distt. Kangra, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
6. Guard file.

DIRECTOR
July, 2022

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)

26 JUL 2022

DIRECTOR

25/07/2022