

No. EDN-H (2) B (6) 1-18/2022 (A)-Court Case
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

August, 2022

ORDER

In the matter of: CWP No: 4948/2022- titled as Kamna Kumari, TGT (Arts) Vs. State of Himachal Pradesh (Regarding Transfer).

Smt. Kamna Kumari, TGT(Arts) has filed CWP No. 4948/2022- before the Hon'ble High Court of H.P. regarding transfer from GSSS Khauli, Distt.Mandi. The case was listed on 25.07.2022, when the same has been disposed of with the following directions:-

The respondents to consider and decide the representation of the petitioner and then issue consequential order of transferring her to any one of the five stations opted by her within a period of three weeks from today.

The petition stands disposed of in aforesaid terms, so also pending application (s), if any.

For compliance, to come up on 29th August 2022.

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the representation (Annexure P-3) filed by the petitioner was perused wherein the petitioner i.e Smt. Kamna Kumari, TGT(Arts) stated that she was appointed/ posted as TGT (Arts) at GSSS Khauli, Distt. Mandi on 20.11.2019 and has completed normal tenure at present station i.e two winters and three summer as per the transfer policy of the State. She has requested that she may kindly be transferred from GSSS Khauli (Mandi) to GSSS Girls Sundernagar / GMS Nalsar u/c GSSS Lohara/ GSSS Kanaid/ GSSS Ghasnoo /GSSS (Girls) Bhangrotu, Distt. Mandi, against vacancy, being caused due to promotion from TGT to PGT.

From the perusal of record, it is found that Smt. Kamna Kumari, TGT(Arts) is working in GSSS Khauli (Mandi) since 20.11.2019 and has not completed normal tenure at her present place of posting. As per Govt. notification No. Per (AP)C-B(19)-1/2013 dated 03.10.2016, only Chuhar Ghati of Distt. Mandi exists in the sub cadre area and GSSS Khauli does not fall in the said area. As per Comprehensive Guiding Principles-2013 para 15 (Category ('E') GSSS Khauli falls in Patwar Circle of Gada Gussaini which is a Most Difficult area of Distt. Mandi and para 16 (16.1) "the normal tenure for transfers in Difficult/ Tribal/Hard/Most Difficult areas will be three years i.e. two winters and three summers.

Keeping in view of the position stated above, the representation of Smt. Kamna Kumari, TGT (Arts) cannot be considered, as she has not completed her normal tenure at the present place of posting. The representation of the petitioner is disposed of accordingly.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)

11 AUG 2022

शिमला-1

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

Endst No.EDN-H (2) B (6) 1-18/2022 (Arts) dated, Shimla-1, August, 2022

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

1. The District Attorney (Edu) Dte. of Ele. Edu. w. r. t. CWP No. 4948/2022.
2. The Deputy Director of Ele. Education, Mandi, H.P.
3. The Principal GSSS Khauli, Distt.Mandi, H.P.
4. Smt. Kamna Kumari, TGT(Arts) GSSS Khauli, Distt. Mandi, H.P.
5. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
6. The Guard file.

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla