

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

Dated- Shimla-171001, the Aug, 2022

In the matter of:

CWP No. 1594/2022 titled as Jeewan Kumar Vs. State
of H.P. & Others.

ORDER

Whereas, Sh. Jeevan Kumar, TGT (NM) preferred CWP No. 1594/2022 titled as Jeewan Kumar Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GMS Lahal u/c GSSS Khani Distt. Chamba(hard/tribal area) to the station of his choice near his native place. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 22.3.2022 when the Hon'ble High Court has passed the following orders:-

" 4. In this view of the matter, while making it clear that we have not expressed any thing on the merits of the matter and that transfer is the prerogative of the employer, but keeping in view the stipulation in the transfer policy, the writ petition is disposed of by requiring the petitioner to make a fresh representation in conformity with the aforementioned stipulation in the policy to respondent No..2, who shall consider and decide the same by a speaking order within a period of four weeks form the date of submission of the representation alongwith a copy of this order

Whereas, petitioner submitted his representation to this office on 4.4.2022 vide which he has requested that he has completed more than three years stay in hard/sub-cadre area and is entitled for transfer to the station of his choice nearby his native place. He had given five stations of his choice but in these schools no post of TGT(NM) was lying vacant and TGT(NM) working in these schools having short stay. Therefore, the petition was called for peronsal hearing on 25.7.2022 and he attended the same. At the time of personal hearing the petitioner has requested that he may be transferred from his present place of posting to District Kangra against vacancy likely to be caused due to promotion of present incumbents.

From perusal of record, it has been found that the petitioner has been working at GMS Lahal u/c GSSS Khani Distt. Chamba since 11.8.2017 and has completed five years stay there. One post of TGT(NM) is going to be vacant due to promotion of present incumbent at GSSS Rajal District Kangra. 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 Lahal u/c GSSS Khani District Kangra to GSSS Rajal District Kangra against vacancy likely to be caused due to promotion of present incumbent as Lecturer near future. These orders will be implemented after the relieving of the present incumbent on promotion. The representation of the petitioner is disposed of accordingly.

**Director
Elementary Education,
HP Shimla-1**

Aug, 2022

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 Chamba/Kangra at Dharamshala (H.P.).
3. The Principal Govt. Sr. Sec. School Khani Distt. Chamba/ GSSS Rajal Distt. Kangra (H.P.)
4. (Regd.) Sh. Jeewan Kumar S/o Late Shri Hari Singh, R/O Vill. Ghiana Khurd P.O. Jheol Tehsil Dharmshala Distt. Kangra.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
6. Guard file.

**Director
Elementary Education,
HP Shimla-1**

