

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

Dated- Shimla-171001, the Oct, 2022

ORDER

In the matter of: CWP No. 5508 /2022 titled as Krishan Singh Vs. State of H.P. & Others.

Whereas, Sh. Krishan Singh, TGT (NM) preferred CWP No. 5508/2022 titled as Krishan Singh Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GMS Mahavan u/c GSSS Sainj Bagra Distt. Mandi to the station near to his native place. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 16.08.2022 when the Hon'ble High Court has passed the following orders:-

"5. In the given facts and circumstances of the case, we deem it appropriate to dispose of this petition by directing the respondents to consider and decide the aforesaid representation of the petitioner within a period of four weeks and preferably post the petitioner at one of the five stations of his choice mentioned in the representation. Ordered accordingly.

6. However, it goes without saying that in case the post in any of these stations is not vacant that in case the petitioner shall be posted by the respondents anywhere in or around Mandi taking into account his disability.

7. It is made clear that this order is being passed in the peculiar facts and circumstances of the present case, more particularly, bearing in mind the disability of the petitioner and, therefore, shall not be treated as a precedent in future."

Whereas, petitioner has submitted his representation to this office on 23.08.2022 vide which he has submitted only copy of the judgment. Hence, petitioner has been called for personal hearing on 23.9.2022 and he attended the same. At the time of personal hearing he has given a fresh representation vide which he has given five stations of his choice.

From perusal of record, it has been found that the petitioner has been working at GMS Mahavan u/c GSSS Sainj Bagra Distt. Mandi since 17.10.2017 and has completed more than three years stay there. At present no post of TGT(NM) is lying vacant in the stations given by the petitioner at the time of personal hearing. However, one post of TGT(NM) is lying vacant in GMS Gahar u/c GSSS Jaral District Mandi in Sundernagar Tehsil. Keeping in view, the above facts and circumstances, the case of the petitioner for transfer is considered sympathetically and he is hereby transferred without TTA/JT from GMS Mahavan u/c GSSS Sainj Bagra District Mandi to GMS Gahar u/c GSSS Jaral District Mandi against vacancy. The representation of the petitioner is disposed of accordingly.

Director
Elementary Education,
HP Shimla
Oct, 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 Mandi (H.P.),
3. The Principal/Headmaster, Govt. Sr. Sec. School Sainj Bagra /GSSS Jaral Distt. Mandi (H.P.)
4. (Regd.) Sh. Krishan Singh, S/O Sh. Biri Singh, R/O Dohar P.O. Kapahi Tehsil Sundernagar District Distt. Mandi.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
6. Guard file.

Director
Elementary Education,
HP Shimla

