

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

Dated Shimla-171001, the Feb, 2023

ORDER

In the matter of: CWP No. 3975/2022 titled as Sanjeev Kumar Vs. State of H.P. & Others.

Whereas, Sh. Sanjeev Kumar, TGT (NM) preferred CWP No. 3975/2022 titled as Sanjeev Kumar Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GSSS Bhatkidhar District Mandi to the station nearby his native place. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 22.06.2022 when the Hon'ble High Court has passed the following orders:-

"3. Accordingly, without advertng to the merits of the case, we deem it appropriate to dispose of the writ petition with a direction to respondent No. 2, Director of Elementary Education, Himachal Pradesh, to dispose of the representation/reminder dated 09.06.2022 (Annexure P-2), moved by the petitioner, in accordance with law, within a period of two weeks from the date of receipt of the copy of this order.

4. Pending miscellaneous application(s), if any, shall also stand disposed of."

Whereas, the petitioner has submitted his representation in this office on 17.8.2022 and has given nine stations of his choice in District Mandi & Hamirpur but posts of TGT(NM) all these schools have been filled up. However, the petitioner was called for personal hearing on 15.10.2022 but he did not attend the same. The petitioner was again called for personal hearing on 23.01.2023 and he attended the same. At the time of personal hearing the petitioner has requested that he has completed more than three years stay at his present place of posting and he may be transferred from GSSS Bhatkidhar District Mandi to GSSS Chowki Chandrahan/GHS Reonsi u/c GSSS Dhangira/GSSS Hatgar/GMS Sambal u/c GSSS Pandoh/GHS Bhamsoi District Mandi/GHS Kakar/ GHS Baloh District Hamirpur.

From perusal of record, it has been found that the petitioner has been working at GSSS Bhatkidhar District Mandi w.e.f. 8.03.2019 and has completed three years stay. The aforesaid school falls in soft area and petitioner is not entitled for transfer to the station of his choice. Moreover, TGT(NM) is State Cadre post and the incumbents supposed to serve anywhere in the State as per requirement and administrative exigency. At present 129 students are studying in GSSS Bhatkidhar District Mandi. If the petitioner will be transferred from there the studies of students will suffer adversely. Therefore, after critical examination and thoughtful application of mind the request made by the petitioner is hereby rejected on administrative ground and in larger public interest. The representation of the petitioner is disposed of accordingly.

Director
Elementary Education,
HP Shimla
Feb,2023

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, GSSS Bhatkidhar District Mandi (H.P.)
4. (Regd.) Sh. Sanjeev Kumar, S/o Late Shri Nanak Chand, R/O Ropri, Post Office. Gehra Tehsil Sarkaghat District Mandi, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla.
6. Guard file.

Director
Elementary Education,
HP Shimla

