

DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)
24 NOV 2021
शिमला-1

Dated- Shimla-171001, the Nov, 2021.

In the matter of:

CWP No. 5646/2021 titled as Kishori Lal Vs. State of H.P. & Others.

Whereas, Sh. Kishori Lal, TGT (NM) preferred CWP No. 5646/2021 -titled as Kishori Lal Vs. State of H.P., before the Hon'ble High Court of H.P. regarding his transfer from Govt. High School Munchhara, Rohru District Shimla to his home District i.e. Kangra against the station of his choice. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 17.9.2021 when the Hon'ble High Court has passed the following orders:-

"After arguing the matter for some time, learned counsel for the petitioner submits that the respondents may be directed to consider the representation dated 10.6.2021 vide Annexure P-2. There is no objection by the respondents. Hence, the petition is disposed off. The respondents shall consider the representation of the petitioner within a period of two weeks from today, in accordance with law.

2. The pending miscellaneous application is disposed off accordingly."

In compliance to the directions of the Hon'ble High Court the petitioner submitted his representation in this Directorate on 29.9.2021. He was called for personal hearing on 12.10.2021 and he attended the same. He requested that he may kindly be adjusted at 1) Govt. High School Ludhiar(Kangra), 2) GSSS Jassur(Kangra), 3) GSSS Hourie Devi District Kangra. He has also requested to adjust him in District Kangra at GSSS Chalwara or GHS Samkohad District Kangra against longer stayee.

From perusal of record, it has been found that the petitioner is working in GHS Munchhara Tehsil Rohru District Shimla since 4.10.2017 on contract basis and w.e.f. 2.5.2021 on regular basis. At present there is no post of TGT(NM) lying vacant in schools given by the petitioner in his representation dated 10.6.2021 (Annexure P-2) as well as dated 29.9.2021. At the time of hearing petitioner has submitted a separate representation against longer stayee also but he can not be transferred against longer stayee at GSSS Chalwara or GHS Shamkhed District Kangra as he is working in GHS Munchhara Tehsil Rohru District Shimla, which is not a hard/difficult area as per Government notification no. Per(AP-C) B(19)-1/2013 dated 19.11.2013. Hence, he is not entitled for transfer for the station of his choice as per hard/difficult area transfer policy. Accordingly, his representations dated 10.6.2021(Annexure P-2), 29.9.2021 & 12.10.2021 are hereby rejected. The representations of the petitioner are disposed of accordingly.

DIRECTOR

Nov, 2021

Endst:No:-EDN-H(2)B(6)1-18/2021-(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 Shimla (H.P.).
3. The Headmaster Munchhara Tehsil Rohru Distt. Shimla H.P.
4. Regd.) Kishori Lal S/O Shri Lehri Ram, R/O VPO Chalwara Tehsil Jwali District Kangra .

5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
6. Guard file.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)
24 NOV 2021
शिमला-1


DIRECTOR