

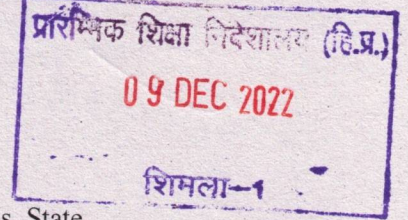
**DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA**

Dated- Shimla-171001, the Dec, 2022

ORDER

In the matter of:

CWP No. 3341/2022 titled as Bharat Bhushan Vs. State of H.P. & Others.



Whereas, Sh. Bharat Bhushan, TGT (NM) preferred CWP No. 3341/2022 titled as Bharat Bhushan Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GSSS Bharara Distt. Chamba to the station near to his native place. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 25.08.2022 when the Hon'ble High Court has passed the following orders:-

"In view of the order passed in CWP No. 3084/2022(Vinod Nangla Vs. State of H.P. & Ors.), learned counsel for the petitioner does not want to press this petition and seeks leave to withdraw the same with liberty to prefer a representation to respondent No. 2-Director , Elementary Education, for redressal of his grievance. The instant petition is accordingly dismissed as not pressed with liberty as aforesaid. In case, such representation is made, the same shall be decided by respondent No. 2 expeditiously and in any event, within four weeks from the date of receipt of the representation.

Pending miscellaneous applications, if any, shall also stand disposed of."

Whereas, petitioner has submitted his representation to this office on 25.08.2022 vide which he has given five stations of his choice but post of TGT(NM) all schools have already been filled. However, the petitioner has given fresh representation to this office on 7.10.2022 vide which he has requested to adjust him at GSSS Dhadu District Chamba against vacancy.

From perusal of record, it has been found that the petitioner has been working in GHS Bharara District Chamba(hard/sub-cadre area) w.e.f. 23.8.2021 and has not completed required tenure of service in aforesaid school/area. The petitioner had already filed CWP No. 2533/2022 titled as Bharat Bhushan Sharma Vs. State of H.P. & Others for his transfer which was disposed of by the Hon'ble High Court on 27.4.2022. The representation made by the petitioner in aforesaid case was not considered by the department at that time as he was transferred from GHS Bharara u/c GSSS Loh Tikkari to GMS Sandal u/c GSSS Raipur District Chamba vice Shri Vinod Kumar Nangla, TGT(NM) & vice-versa vide this office order dated 10.5.2022 with the prior approval of competent authority but later on these orders have already been quashed by the Hon'ble High Court on 28.8.2022 in view of CWP No. 3084/2022-Vinod Kumar Nangla Vs. State of H.P. & Others. Keeping in view, the above facts and circumstances, the case of the petitioner for transfer/adjustment can not be considered at this stage as he has not completed required tenure i.e. two winters three summers in hard/sub-cadre area as he has been working in GHS Bharara u/c GSSS GSSS Loh Tikkari District Chamba w.e.f. 23.8.2021. Hence, request of the petitioner made in his representations regarding his transfer is hereby rejected accordingly. The representations of the petitioner in both cases are disposed of accordingly.

**Director
Elementary Education,
HP Shimla
Dec,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 (H.P.).

(H.P.)

4. (Regd.) Sh. Bharat Bhushan Sharma, S/O Late Sh. Puran Chand, R/O Vill. Kehran
P.O. Panjehra Tehsil Palampur, District Kangra.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
6. Guard file.

07/12/2022
Director

Elementary Education,
HP Shimla