

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

Dated Shimla-171001, the

February, 2024

In the matter of:

CWP No. 265/2024 titled as Rohit Kumar, TGT (NM) Vs. State of H.P. & others.

Whereas, Sh. Rohit Kumar, TGT (NM) preferred CWP No. 265/2024 titled as Rohit Kumar Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GSSS Kotighat District Shimla to the station nearby his native place Distt. Kangra, against vacancy/ longer Stayee. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 08.01.2024 when the Hon'ble High Court has passed the following orders:-

"8. In the entirety of the facts and circumstances, referred to above, this Court disposes of the instant writ petition by directing the Respondent No. 2-Director of Elementary Education, Himachal Pradesh, Shimla, to consider/examine the representation dated 04.12.2023 (Annexure P-1), including supplementary representation in case, the same is filed by the petitioner as aforesaid; and then to pass appropriate orders in the light of Clauses 12, 15 & 16.1 of the Transfer Policy, after affording a personal hearing to the petitioner, within four weeks from today.

Needless to say that, this Court has not adverted to the merits of the matter and all Questions of facts and law are left open.

As aforesaid, the instant writ petition, as well as the pending miscellaneous application(s), if any, shall also stand disposed of, accordingly."

In compliance of the aforesaid orders of the Hon'ble High Court the petitioner was called for personal hearing on 03.02.2024. He has attended the same and submitted his representation in this office on 03.02.2024 vide which he has requested that he has completed required tenure at his present place of posting i.e GSSS Kotighat District Shimla, H.P and he further requested that he may be transferred to nearby home station at Distt. Kangra, against vacancy/ longer stayee by clubbing his/her previous stay. Petitioner has given five stations of his choice in District Kangra.

From perusal of record, it has been found that the petitioner is working at GSSS Kotighat District Shimla w.e.f. 18.11.2019 and has completed more than three years stay. At present 69 students are studying in GSSS Kotighat District Shimla. If the petitioner will be transferred from GSSS Kotighat, Distt. Shimla to Distt. Kangra 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. The representation of the petitioner is disposed of accordingly.

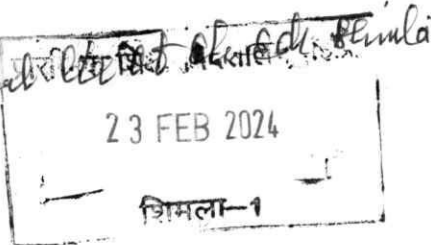
DIRECTOR
February, 2024

Endst: No:-EDN-H(2)B(6)1-18/2024-(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 Elementary Education, Shimla/Kangra (H.P.)
3. The Principal, GSSS Kotighat Distt. Shimla/ GMSSS Kothar Ranital, Distt. Kangra, H.P.
4. (Regd.) Sh. Rohit Kumar, S/o Sh. Dharam Pal, R/o Village & P.O. Guler, Tehsil Haripur, Distt. Kangra, H.P.
5. Guard file.

6. The nodal official



WCS
DIRECTOR