

No:EDN-H (2) B (6)1-18/2021(A)-Court Case/1441/2021
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

March, 2021

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)

27 MAR 2021

शिमला-1

In the matter of: CWP No:1441/2021-titled as Urmila Devi,TGT (Arts) Vs. State of Himachal Pradesh

ORDER

Smt. Urmila Devi TGT (Arts) under transfer from GSSS Banethi (SRM) to GMS Thonta u/c GSSS Nohradhar (SRM) has filed CWP No:1441/2021- before the Hon'ble High Court seeking quashing the impugned order of transfer dated 5.3.2021 . The case was listed on 8.3.2021, when the same has been disposed of with the following directions:-

The petitioner, who is TGT (Arts) working in GSSS Banethi Sirmour and is under transfer to GMS Thonta u/c GSSS Nohradhar (SRM) has come up before this Court seeking quashing the impugned order of transfer dated 5.3.2021. The nature of order, we propose to pass in the present petition requires no response. Consequently, this petition is disposed of with liberty to the petitioner to make representation to the respondent no 1 and 3/competent authority within a week, in accordance with the transfer policy. On receipt of such representation, the said respondents No.1 to 3 competent authority shall decide the same in the light of the transfer policy occupying the field, within two weeks thereafter.

In pursuance to the said order passed by the Hon'ble High Court the petitioner filed representation on 17.3.21 wherein she relied upon the provisions contained in 5.4. of the transfer policy. I have perused provisions contained in 5.4. of the transfer policy . For the sake of convenience para ibid, is reproduced below:-

"incase wife and husband are working under State Govt., efforts should be made to post them at one place or near places subject to availability of vacancy".

The petitioner has requested that she may be adjusted against longer stayee in GSSS Morla Distt. Mandi or she may be adjusted 1.GSSS(G)Sarkaghat (MND) 2.GSSS(B)Sarkaghat (MND) 3.GSSS Sadhot (MND) GSSS Paplog(MND) 4.GSSS Kango ka Gehra(MND) 5. GSSS Tihra (MND) against vacancy which will arise due to the promotion of TGTs to PGTS.

I have gone through the record carefully and gathered that in GSSS(B) Sarkaghat (MND) following TGT (Arts) are working:-

- 1.Sh. Satish Kumar TGT (Arts) since 4.12.2008 Visually impaired
- 2.Smt. Sarita TGT (Arts) since 17.10.15 Specially abled
3. Smt. Sangeeta TGT (Arts) since 22.6.20

In GSSS (G) Sarkaghat following TGT (Arts) are working :-

- 1.Smt. Suman Lata TGT (Arts) since 22.6.2020
- 2.Smt. Anita TGT (Arts) since 24.1.2020
- 3Smt. Kamlesh TGT (Arts) since 24.7.2020

In GSSS Sadhot (MND) following TGT (Arts) are working:-

- 1.Sh. Vinod Kumar TGT (Arts) working since 1.8.14
- 2.Sh. Krishan Chand TGT (Arts)working since 15.3,2008(Visually impaired)

In GSSS Paplog(MND) following TGT (Arts) are working:-

- 1.Smt. Sharda Devi TGT (Arts) working since 15.9.17
- 2.Sh. Vijay Kumar TGT (Arts) working since 18.10.18

In GSSS Kango Ka Gehra (MND)following TGT(Arts) are working:-

- 1.Sh. Shanta Kumar TGT (Arts) working since 26.6.19
- 2.Sh. Prem Sagar TGT (Arts)working since 6.3.21

In GSSS Tihra (MND)following TGT (Arts) are working:-

- 1.Anita Devi TGT (Arts)working since 26.3.18
- 2.Suresh Kumar TGT (Arts) working since 24.1.19

In the meanwhile the department has received approval of the competent authority wherein it has been desired that Smt. Urmila Devi TGT (Arts) under transfer from GSSS Banethi to GMS Thonta u/c GSSS Nohradhar may be adjusted in GSSS Morla (MND) vice Smt. Anita Kumari TGT (Arts) who has completed normal tenure in GSSS Morla (MND) since 8.11.16.

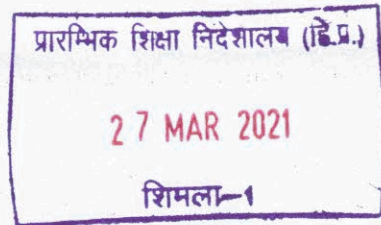
Since, approval of the competent authority has been received in the instant case to transfer the petitioner to GSSS Morla (MND) vice Smt. Anita TGT (Arts) , hence she is hereby adjusted in GSSS Morla (MND) without TTA/JT vice Smt. Anita TGT (Arts) with TTA/JT who is working since 8.11.2016 and has completed normal tenure..

Accordingly representation stands decided.


DIRECTOR

Endst No. EDN-H (2) B (6) 1-18/2021 (A) dated, Shimla-1, the
Copy to the following for information and necessary action please:-

1. The District Attorney (Edu) Dte. of Ele. Edu. w. r. t.CWP ibid.
2. The Deputy Director of Ele. Education, Shimla/ H.P.
3. The Principal GSSS Nohradhar(SRM)/Banethi SRM /GSSS Morla (MND)
4. Smt. Urmila Devi w/o Sh. Karan Singh Rathore,Vill. Simbal Kothi P.O. Ropari Teh Sarkaghat Mandi
5. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla
6. The Guard file.




DIRECTOR