

DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA.

Dated- Shimla-171001, the

July, 2021

In the matter of:

CWP. No. 2224/2021-titled as Ravinder Singh, TGT (NM)
Vs. State of H.P. & Others.

Whereas, Ravinder Singh, TGT(NM) who is presently working in GMS Mohtu u/c GSSS Rajana Distt. Sirmour has filed CWP No. 2224/2021 tiled as Sh. Ravinder Singh TGT (NM) Vs. State of H.P. before the Hon'ble High Court of H.P regarding his transfer from GMS Mohtu u/c GSSS Rajana Distt. Sirmour to District Hamirpur. The case of the petitioner was listed before the Hon'ble High Court Himachal Pradesh on 06.04.2021, when after hearing the matter the Hon'ble High Court has directed as under:-

"In view of the same, we do not find any impediment to grant relief to the petitioner. Hence, the petition is allowed and respondent No.2 is directed to consider the representation dated 8.9.2020 (Annexure P1), as expeditiously as possible, in accordance with law. Petitioner is at liberty to file supplementary representation to the concerned respondent. Pending applications are disposed off accordingly."

In compliance to the directions of the Hon'ble High Court the petitioner has attended personal hearing on 06.07.2021 and requested that he may kindly be transferred from GMS Mohtu u/c GSSS Rajana Distt. Sirmour to GMS Dadu u/c GSSS Badhani Distt. Hamirpur against vacancy due to promotion of present incumbent.

On the perusal of the record, it is found that the petitioner is working in GMS Mohtu u/c GSSS Rajana Distt. Sirmour since 04.08.2017 which is a Hard area and he has completed his normal tenure at his present place of posting. Moreover, at present the post of TGT(NM) is not lying vacant in any institutions mentioned by the petitioner.

Therefore, keeping in view the position stated above, request made by Sh. Ravinder Singh, TGT (NM) cannot be considered at this stage and the same is hereby rejected. The representation of the petitioner is disposed of accordingly.

Sd/-

DIRECTOR

July, 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, Mandi (H.P.).
3. The Principal, GSSS Thunag Distt. Mandi H.P.
4. (Regd.) Sh. Babu Ram, TGT(NM) GMS Keoli u/c GSSS Thunag Distt. Mandi, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla
6. Guard file.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)

09 JUL 2021

शिमला-1

[Handwritten Signature]

DIRECTOR

DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA.

Dated- Shimla-171001, the

July, 2021

In the matter of:

CWP. No. 2125/2021-titled as Chaman Lal, TGT (NM) Vs.
State of H.P. & Others.

Whereas, Chaman Lal, TGT(NM) who is presently working in GHS Bharara u/c GSSS Loh-Tikri Distt. Chamba has filed CWP No. 2125/2021 tiled as Sh. Chaman Lal, TGT (NM) Vs. State of H.P. before the Hon'ble High Court of H.P regarding his transfer from GHS Bharara u/c GSSS Loh-Tikri Distt. Chamba to District Kangra. The case of the petitioner was listed before the Hon'ble High Court Himachal Pradesh on 30.03.2021, when after hearing the matter the Hon'ble High Court has directed as under:-

"The petitioner has completed his normal tenure of service in a tribal area and thus, he is entitled to be transferred to a soft area as a matter of right. Even though, the petitioner has set out the stations of his choice in para-9, however, we do not find any of these stations to be outside of his home District. The petitioner is directed to submit a fresh representation setting out there in the five stations of his choice, one of which shall essentially be outside of his home District. On making such representation, respondent No.2 is directed to consider and decide the case of the petitioner and issue consequential order of his transfer within a period of two weeks thereafter. The instant petition is disposed of in the aforesaid terms, so also the pending miscellaneous application(s), if any."

In compliance to the directions of the Hon'ble High Court the petitioner has attended personal hearing on 06.07.2021 and requested that he may kindly be transferred from GHS Bharara u/c GSSS Loh-Tikri Distt. Chamba to GSSS Bhadwar or Jaunta or Gahin Lagore or Kherian or GMS Mao u/c GSSS Jaunta Distt. Kangra.

On the perusal of the record, it is found that the petitioner is working in GHS Bharara u/c GSSS Loh-Tikri Distt. Chamba since 09.10.2017 which is a Hard area and he has completed his normal tenure at his present place of posting. Moreover, at present the post of TGT(NM) is not lying vacant in any institutions mentioned by the petitioner.

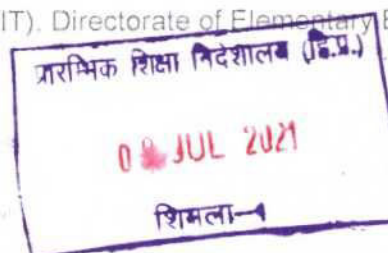
Therefore, keeping in view the position stated above, request made by Sh. Chaman Lal, TGT (NM) cannot be considered at this stage and the same is hereby rejected. The representation of the petitioner is disposed of accordingly.

Sd/-
DIRECTOR
July, 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, Chamba (H.P.).
3. The Principal, GSSS Loh-Tikri Distt. Chamba H.P.
4. (Regd.) Sh. Chaman Lal, TGT(NM) GHS Bharara u/c GSSS Loh-Tikri Distt. Chamba H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla
6. Guard file.




DIRECTOR

DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA.

Dated- Shimla-171001, the

July, 2021

In the matter of:

CWP. No. 2597/2021-titled as Pritam Chand, TGT (NM)
Vs. State of H.P. & Others.

Whereas, Pritam Chand, TGT(NM) who is presently working in GMS Guran u/c GSSS Murah Distt. Mandi has filed CWP No. 2597/2021 tiled as Sh. Pritam Chand TGT (NM) Vs. State of H.P. before the Hon'ble High Court of H.P regarding his transfer from GMS Guran u/c GSSS Murah Distt. Mandi to District Bilaspur. The case of the petitioner was listed before the Hon'ble High Court Himachal Pradesh on 28.04.2021, when after hearing the matter the Hon'ble High Court has directed as under:-

"The petition is permitted to be withdrawn, as prayed for. In the event of the petitioner representing the competent authority byway of filing a representation for his adjustment at vacant stations etc., the same shall be considered by the competent authority sympathetically and decided within a period of four weeks from the date of receipt of therepresentation. Miscellaneous applications, if any, also stand disposed of."

In compliance to the directions of the Hon'ble High Court the petitioner represented to this office on 06.07.2021 and heard in person, he requested that he may kindly be transferred from GMS Guran u/c GSSS Murah Distt. Mandi to GSSS Hatwar or GMS Mihara u/c GSSS Marhana Distt. Bilaspur against vacancy.

On the perusal of the record, it is found that the petitioner is working in GMS Guran u/c GSSS Murah Distt. Mandi since 08.12.2014 which is a soft area and he has completed his normal tenure at his present place of posting. The petitioner is a TGT (NM) which comes under state cadre post and can be posted anywhere in the state as per requirement. The petitioner in his representation has specified for his adjustment in GSSS Hatwar or GMS Mihara u/c GSSS Marhana Distt. Bilaspur. However as per transfer policy there is no such provision that allows a government employee serving in soft area to specify stations of his choice for adjustment. Moreover, at present the post of TGT(NM) is not lying vacant in any institutions mentioned by the petitioner.

Therefore, keeping in view the position stated above, request made by Sh. Pritam Chand, TGT (NM) cannot be considered at this stage and the same is hereby rejected. The representation of the petitioner is disposed of accordingly.


DIRECTOR
July, 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, Mandi (H.P.).
3. The Principal, GSSS Murah Distt. Mandi H.P.
4. (Regd.) Sh. Pritam Chand, TGT(NM) GMS Guran u/c GSSS Murah Distt. Mandi, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla.
6. Guard file.




DIRECTOR