

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

December, 2021

In the matter of: CWP No: 4472/2021-titled as Shalini, TGT (Arts) Vs. State of Himachal Pradesh
(Regarding Transfer)

ORDER

Smt. Shalini Chona, TGT(Arts) has filed CWP No. 4472/2021- before the Hon'ble High Court regarding transfer from GSSS (Boys) Chamba to GSSS Sach (Chamba). The case was listed on 28.10.2021, when the same has been disposed of with the following directions:-

In such circumstances , we permit respondents No.3 to file a representation before the employer i.e respondent No. 2 clearly setting out therein hardship(s) being faced by her, which, on receipt, shall be considered and decided by respondent No.2 sympathetically within a period of two weeks. The instant petition is disposed of, in the aforesaid terms, so also the pending application(s) if any.

In pursuance to the orders passed by the Hon'ble High Court of Himachal Pradesh, the respondent No.3 i.e Kumari Archana Sehgal, TGT (Arts) appeared before the undersigned on dated 11.12.2021. At the time of personal hearing she has submitted representation vide which she has stated that she is unmarried and has her old mother and Aunt (bua) to lookafter, both of whom are above 80 years of age. She has also stated that she has already served at GSSS Sach, Distt. Chamba for 2004 to 2018. She served in GSSS (Girls) Chamba from 2018 to 2021 when she was again transferred to GSSS Sach (CBA). It was on the basis of her adverse circumstances that she approached the public representative for her adjustment at GSSS (Boys) Chamba when she was again transferred to GSSS Sach (CBA). She has further requested that she may kindly be posted in GSSS (Boys) Chamba as Smt. Shalini Chona, TGT (Arts) is working in GSSS (Boys) Chamba for the last 9 years.

On the perusal of record, it is found that Smt. Suman Mahajan, TGT(Arts) was transferred from GSSS Sach (Chamba) to GMSSS (Girls) Chamba vice Km.Archana Sehgal, TGT(Arts) on vice versa basis and thereafter Km. Archana Sehgal, TGT(Arts) adjusted at GSSS (Boys) Chamba vice Smt. Shalini Chona, TGT(A) with the prior approval of the competent authority. Smt. Shalini Chona, TGT(Arts) has preferred aforesaid writ petition in the Hon'ble High Court which disposed of with the directions that quashed and set aside the impugned transfer order and further directed that respondent No. 2 sympathetically consider and decide the representation of the the respondent No. 3. i.e. Kumari Archana Sehgal, TGT(Arts). Smt. Shalini Chona, TGT (Arts) is working in GSSS (B) Chamba since 07.05.2012 and has completed her normal tenure at the present place of posting.

In view of facts stated above, representation of respondent No.3 i.e. Km.Archana Sehgal, TGT(Arts) is considered sympathetically due to her adverse family circumstances and she is hereby adjusted at GSSS (B) Chamba vice Smt. Shalini Chona, TGT (Arts) who is further transferred to GSSS Sach District Chamba with TTA/JT.

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 No. 4472/2021.
2. The Deputy Director of Ele. Education, Chamba, H.P.
3. The Principal GSSS (Boys) Chamba/ GSSS Sach(CBA)
4. Km. Archana Sehgal, TGT(Arts) GSSS (Boys) Chamba.
5. Smt. Shalini Chona, TGT(Arts) GSSS (Boys) Chamba.
6. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla
7. The Guard file.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)

23 DEC 2021

शिमला-1

DIRECTOR