

In the matter :

CWP No. 336/ 2021- Ruchika ,TGT(Med) Vs State of H.P. & others  
(Regarding transfer)

The Petitioner Smt. Ruchika filed CWP No. 336/2021, titled as Smt.Ruchika,TGT (M) versus State of H.P. before the Hon'ble High Court of H.P. aggrieved her transfer from GHS Bhitlu(KGR) to GSSS Amni(KGR) Distt. Kangra.The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 11<sup>th</sup> January 2022 when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

“: Having taken note of the fact that the petitioner has already completed her normal tenure at her present place of posting i.e. Government High School Bhitlu Kangra, H.P. this Court sees no reason to interfere with the impugned transfer order dated 07-01-2022, issued by the Director Elementary Education, H.P.(Annexure P-I),whereby petitioner has been ordered from Bhitlu(KGR) to GSSS Amni(KGR),However, having taken note of the fact that the petitioner's husband is in the Indian Army and at present is posted in border area of Ferozpur (Punjab) and there is none in the house of petitioner to take care of her minor children, this Court deems it fit to dispose of the present petition with liberty to the petitioner to file representation, within a period of ten days, to the competent Authority praying therein either to cancel her transfer or to adjust her near Dharamshala, Kangra, so that she is able to take care of her minor children. On receipt of representation, within the aforesaid period, in terms of the instant order, the appropriate authority would decide the same expeditiously, preferably within a period of two weeks, after affording an opportunity of hearing to the petitioner and also taking into consideration clause 5-2 of the Comprehensive Guiding Principles /transfer policy, wherein, concession has been given to the wives of the soldiers

Till the time, representation, if any, filled by the petitioner is decided by the competent authority, she shall not to join at transferred place in pursuance of the impugned transfer order, Annexure P-I.

The petition stands disposed of the in the after terms, alongwith pending applications.”

As per direction of the Hon'ble High Court the petitioner was called for personal hearing on dated 17<sup>th</sup> January,2022.The petitioner attended the personal hearing on scheduled date and time .During personal hearing she requested that she may kindly be adjusted in GHS Bhagsu Nag, GHS Kand, GSSS Bhatech, GHS Tota Rani Distt. Kangra against longer stayee or GHS Kand (KGR) against vacancy, being caused due to promotion of present incumbent. The petitioner has further stated that her husband is working in the Indian Army as Lt. Colonel and is presently posted in the border area of Ferozpur Distt. Punjab and is due to be posted in Arunachal Pradesh shortly. As such there is no one of the family to look after the old and ailing mother –in –law and two minor children.

From perusal of the record, it reveals that Smt. Ruchika ,TGT(Med) was transferred from GHS Bhitlu (KGR) to GSSS Amni Distt. Kangra with the prior approval of the competent authority after completion of her normal tenure at the present place of posting . Hence keeping in view her family circumstances and the fact that her husband is serving the nation in difficult areas in Indian Army. In view of clause 5.2 Comprehensive Guiding Principles-2013, Smt. Ruchika, TGT(Med) is hereby adjusted at GHS Kand u/c GSSS Dari (KGR) against vacancy, without TTA/JT being caused due to promotion of present incumbent. She will join after the relieving of promotee teacher. The representation of the petitioner is disposed of accordingly.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)  
17 JAN 2022  
DIRECTOR  
2022

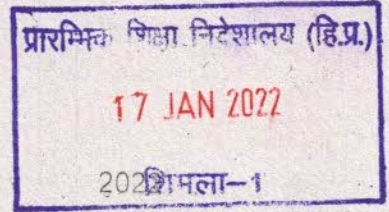
Endst. No. Even Dated Shimla-171001.

Copy for information is forwarded to:

- 1 The Distt. Attorney (Edu.) Directorate of Elementary Education, Kangra, H.P.
- 2 The Deputy Director of Elementary Education, Kangra, H.P.
- 3 The Principal/ Headmaster GHS Bhitlu(KGR)/GSSS Amni/GHS Kand u/c GSSS Dari(KGR) Distt. Kangra, H.P.
- 4 (Regd.) Smt. Ruchikka w/o Sh. Chandan Kharyall r/o House No.314-B, Ward No.6, Sai Colaony, Shiiiiiv Vihar, Ram Nagar ,Dharamshala, Distt. Kangra, H.P. presently working in GHS Bhitlu Distt. Kangra, H.P.
- 5 The Nodal Officer Directorate of Elementary Education Shimla, H.P.

DIRECTOR

EDN-H (2)B(6)-1-18/2021-22(Med)  
Directorate of Elementary Education  
Himachal Pradesh, Shimla-1



Dated Shimla-171001 the,  
OFFICE ORDER

In continuation to this Directorate order of even number dated 01-01-2022 vide which transfer orders of Smt.Anita Kumari,TGT(Med), GSSS Bari Kalan (KGR) to GHS Kand u/c GSSS Dari against vacancy due to promotion of present incumbent has been issued .These orders are hereby cancelled with immediate effect.In view of speaking orders passed on the representation of Smt. Ruchika,TGT(Med), in compliance of order passed by the Hon'ble High Court of H.P. in CWP No.336/2022 titled as Smt. Ruchika,TGT(Med)

DIRECTOR

Endst. No. Even Dated Shimla-171001 the, 2022

Copy for information and necessary action is forwarded to:-

1. The Nodal Officer (IT), Directorate of Elementary Education HP, Shimla.
2. Guard file.

DIRECTOR