

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: 7251/2021-titled as Sanjay Kumar,TGT (Arts) Vs. State of Himachal Pradesh (Regarding Transfer)

ORDER

Sh. Sanjay Kumar, TGT (Arts) presently working at GMS Chulla Thach u/c GSSS Ghat (MND) has filed CWP No. 7251/2021- before the Hon'ble High Court regarding cancellation of transfer orders from GMS Ladwan u/c GSSS Drubbal (MND) to GMS Chulla Thach u/c GSSS Ghat (MND) or adjustment. The case was listed on 22.11.2021, when the same has been disposed of with the following directions:-

"The petitioner, seeks permission to make a representation to respondent No.2-Director of Higher Education, within a period of one week. Prayer allowed. If that is done respondent No.2, shall Consider and decide the same as per the Transfer Policy within a period of 15 days from the date of receipt of representation alongwith a copy of this order. The petition stands disposed of accordingly, so also pending miscellaneous application (s),if any."

In compliance to the order passed by the Hon'ble High Court the petitioner has submitted his representation vide which he has requested that he may kindly be adjusted in GMS Basahidhar u/c GSSS Mukvedu or GSSS Cholthara (MND) against vacancy, being caused due to retirement on 31.01.2022, due to critical circumstances.

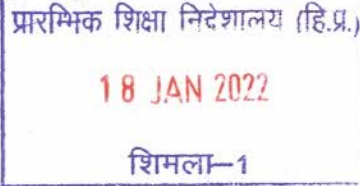
On the perusal of record, it is found that Sh. Sanjay Kumar, TGT (Arts) was transferred from GMS Ladwan u/c GSSS Drubbal (MND) to GMS Chulla Thach u/c GSSS Ghat (MND) after completion of normal tenure with the prior approval of the competent authority. Now, Sh. Sanjay Kumar,TGT(Arts) has joined at GMS Chulla Thach u/c GSSS Ghat (MND) on 13.09.2021.

Keeping in view of the above facts and circumstances, the representation of Sh. Sanjay Kumar, TGT (Arts) cannot be considered, as he has joined at GMS Chulla Thach u/c GSSS Ghat Distt. Mandi , where he was transferred. Accordingly, his representations is decided.

DIRECTOR

Endst No. EDN-H (2) B (6) 1-18/2022 (Arts) 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. 7251/2021.
2. The Deputy Director of Ele. Education, Mandi, H.P.
3. The Principal GSSS Ghat, Distt.Mandi,H.P.
4. Sh. Sanjay Kumar,TGT(Arts) GMS Chulla Thach u/c GSSS Ghat, Distt. Mandi, H.P.
5. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla
6. The Guard file.



DIRECTOR

No.EDN- H(2)B(6)1-18/2022 (Arts) Court Case
Directorate of Elementary Education
Himachal Pradesh, Lalpani, Shimla-1

Dated, Shimla-171001 the, January, 2022

To

The Principal
GSSS Chowari
Distt. Chamba, H.P.

Subject:- CWP No. 3200/2021-titled as Rekha, TGT(Arts) Vs State of H.P & Ors. (Regarding transfer).

On the subject cited above, you are requested to direct Smt. Rekha, TGT(Arts) to attend the personal hearing on 20.01.2022 in the chamber of Director Elementary Education, H.P at 10.00 AM sharp in view of the aforesaid Court Case. This may be treated as most urgent.

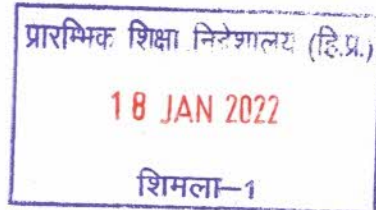

DIRECTOR

Endst. No. Even dated, Shimla-1 the,

Copy forwarded for information and necessary action to :-

1. The Deputy Director of Elementary Education, Chamba, with the directions to intimate Smt. Rekha, TGT (Arts) GSSS Chowari Distt. Chamba to attend the personal hearing on the aforesaid date otherwise ex-party decision will be taken.
2. Smt. Rekha, TGT (Arts) GSSS Chowari, Distt. Chamba, with the directions to attend personal hearing on 20.01.22.
3. The Nodal officer (IT) Internal.
4. Guard File.


DIRECTOR



No.EDN-H(2)B(6)1-18/2019-2020-21 (Court Case)

Directorate of Elementary Education

Himachal Pradesh Lalpani , Shimla-1

Dated: Shimla-171001 the, January. 2022

ORDER

In the matter : CWP No. 7572/ 2021- Kamini Kashyap,TGT(Med) Vs State of H.P. & others (Regarding transfer)

The Petitioner Smt. Kamini Kashyap, TGT(Med),filed CWP No. 7572/2021 titled as Smt. Kamini Kashyap versus State of H.P. before the Hon'ble High Court of H.P.regdring her transfer from GSSS Lylh Distt. Chamba,H.P.(which fall under hard area) to her choice of station after the completion of required tenure as per policy.The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 01st December 2021 when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

“ In view of the above,we permit the petitioner to make a representation to the respondent/competent authority cleraly setting out therein five stations of her choice and in the event of such representation being made within 10 days from today,the same shall positively be considered by the respondents within two weeks thereafter by issuing consequential transfer order.”

As per direction of the Hon'ble High Court the petitioner was called for personal hearing on dated 27-12-2021.The petitioner attended the personal hearing on schedule date and time .During personal hearing she has requested that she may be may be adjusted in GHS GSSS Mundhi,GSSS Lahla,GSSS Daroh,CSKM GSSS Atiyala Dai,GSSS Bairghat,GSSS Darang Distt.Kangra against vacancy or longer stayee.The petitioner has further stated that she is facing some personal difficulties.

From the perusal of the record, it reveals that Smt.Kamini Kashyap,TGT(Med) working in GSSS Lylh Distt. Chamba since 04th Sep.2018, has completed her normal tenure at present place of posting. Hence keeping in view the family circumstances the petitioner is hereby transferred from GSSS Lylh Distt. Chamba ,without TTA/JT to CSKMGSSS Atiyala Dai Distt. Kangra vice Sh. Pankaj Kumar,TGT(Med),with TTA/JT. With these observations the representation of the petitioner is considered and disposed of accordingly


DIRECTOR

Endst. No. Even Dated Shimla-171001. January. 2022.

Copy for information is forwarded to:

- 1 The Distt.Attorney (Edu.) Directorate of Elementary Education Shimla-1.H.P
- 2 The Deputy Director of Elementary Education, Chamba / Kangra ,H.P.
- 3 The Principal / Headmaster GSSS Lylh (Chamba)/ CSKMGSSS Atiyala Dai Distt. Kangra Distt. H.P.
- 4 **(Regd.)**Smt. Kamini Kashyap D/o Sh. Chaman Lal r/o Raipur Tea Estate,P.O. Thakurdwara,Tehsil Palam Distt. Kangra,H.P. presently working at TGT (Med) at GSSS Lylh , Distt. Chamba H.P.
5. The Nodal Officer Directorate of Elementary Education Shimla,H.P.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)

18 JAN 2022

शिमला-1


DIRECTOR