

DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA

Dated- Shimla-171001, the Dec, 2021.

In the matter of: CWP No. 6308/2021 titled as Ajay Kumar Vs. State of H.P. & Others.

Whereas, Sh.Ajay Kumar, TGT (NM) preferred CWP No. 6308/2021-titled as Ajay Kumar Vs. State of H.P., before the Hon'ble High Court of H.P. regarding his transfer from Govt. Middle School Karyachi u/c Govt. Sr. Sec. School Totu District Shimla to District Kangra nearby Dharmshala to his native place. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 4.12.2021 when the Hon'ble High Court has passed the following orders:-

"...3 Accordingly, without going into the merit of the case and without treating it as a precedent, the respondents are directed to consider the present petition as representation sympathetically within a period of two weeks. Till such decision is taken by the respondents, no coercive steps shall be taken so as to compel him to join at the transferred station."

In compliance to the directions of the Hon'ble High Court, the petitioner was called for personal hearing on 17.12.2021 and he attended the same. He requested that he may kindly be adjusted at GMS Gatri u/c GHS Totarani/GHS Kand Bagiara u/c GSSS Tangnarwana/ Distt. Kangra against longer stay or GSSS Shauhara Distt. Kangra against vacancy being caused due to promotion of present incumbents.

From perusal of record, it has been found that the petitioner is working in GMS Karyachi u/c GSSS Totu District Shimla since 6.9.2019 which is a soft area and has not completed three years stay. The petitioner is working as a TGT(NM) which comes under State Cadre post and can be posted anywhere in the State as per requirement. Hence, he is not entitled for posting in a station of his choice. Moreover, as per policy there is no such provision that allows a government employee serving in soft area to specify stations of his choice for adjustment.

Therefore, keeping in view of position stated above, request made by the petitioner in his representation dated 15.11.2021 and representation submitted at the time of personal hearing is not acceded to. Accordingly, representations of the petitioner are disposed of after due consideration. All the concerned be intimated accordingly.

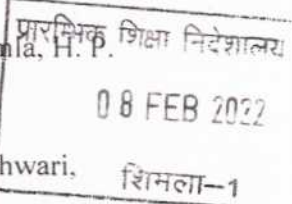
Endst:No:-EDN-H(2)B(6)1-18/2021-(NM)-dated, Shimla-1

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 Shimla (H.P.).
3. The Principal, Govt. Sr. Sec. School Totu District Shimla, H.P.
4. Regd.) Ajay Kumar, S/O Late Shri D.C. Kalra R/O Vill. & P.O. Sidhwari, Tapovan Road Dharamshala District Kangra, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla.
6. Guard file.

DIRECTOR

Dec, 2021



DIRECTOR