

DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA

Dated- Shimla-171001, the Feb, 2022

In the matter of: CWP No. 7141/2021 titled as Raj Kumari Vs. State of H.P. & Others.

Smt. Raj Kumari, TGT (NM) preferred CWP No. 7141/2021- titled as Raj Kumari Vs. State of H.P., before the Hon'ble High Court of H.P. regarding her transfer from GMS Tarshu u/c GSSS New Kangra District Kangra to GMS Shara u/c GSSS Karyali District Shimla. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 17.11.2021 when the Hon'ble High Court has passed the following orders:-

"...5 Accordingly, the infant petition is disposed of by permitting the petitioner to make a representation, which if made, within a period of one week from today, shall be considered and decided by the respondents within next two weeks thereafter. Till such decision is made by the respondents upon the representation of the petitioner, the petitioner shall not be compelled to join the transferred station. Pending application(s), if any also stands disposed of."

In compliance to the directions of the Hon'ble High Court, the petitioner was called for personal hearing on 27.12.2021 and she attended the same. She has requested that she may kindly be adjusted at GMS Samella u/c GSSS Old Kangra/ GSSS New Kangra/GSSS Old Kangra/GSSS Daulatpur(Kangra)/Nandrool (Kangra)/GSSS Nadaun(Kangra) against longer stay or GSSS Shauhara Distt. Kangra against vacancy being caused due to promotion of present incumbent.

From perusal of record, it has been found that the petitioner has been transferred from GMS Tarshu u/c GSSS New Kangra District Kangra to GMS Shara u/c GSSS Karyali District Shimla vice Shri Swroop Kumar, TGT(NM) & vice-versa with the prior approval of competent authority on the completion of normal tenure of three years at her present place of posting as she was working there since 20.7.2018. 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. She has never served in hard area in her entire service period and now transferred to soft area to soft area. Hence, her claim for adjustment for the station of her choice is not justified. Moreover, at present there is no post of TGT(NM) is lying vacant in the aforesaid schools.

Therefore, keeping in view of position stated above, request made by the petitioner in her representation dated 23.11.2021 and representation submitted at the time of personal hearing on 27.12.2021 is not acceded to and she is directed to join her next place of posting immediately. Accordingly, the representations of the petitioner are disposed of after due consideration. All the concerned be intimated accordingly.

DIRECTOR

Feb, 2022

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 New Kangra District Kangra/GSSS Karyali Distt. Shimla, H.P.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)
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- 4. Regd.) Raj Kumari, W/O Shri Sanjeev Kumar R/O Shivr Nagar Colony VPO Ghurkari Tehsil & District Kangra, H.P,
- 5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
- 6. Guard file.

प्रारम्भिक शिक्षा निदेशालय (दि.प्र.)
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शिमला-1


DIRECTOR

राष्ट्रीय मंत्रालय

श्री राजकुमारी राजेश कुमार
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श्री राजकुमारी