

**DIRECTORATE OF ELEMENTARY EDUCATION  
HIMACHAL PRADESH, LALPANI SHIMLA**

Dated- Shimla-171001, the

August, 2023

In the matter of: CWP No. 5130/2023- titled as Sudharshan Kumar Pathania, Vs. State of H.P. & Others.

Sh. Sudharshan Kumar Pathania, TGT (NM) preferred CWP No. 5130/2023 titled as Sudharshan Kumar Pathania, TGT(NM) Vs. State of H.P. before the Hon'ble High Court of H.P regarding his transfer from GHS Junas, U/C GSSS Bonderi, Distt. Chamba, hard area to soft area in Distt. Chamba and Distt. Kangra, against vacancy. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 07-08-2023 when the Hon'ble High Court has passed the following orders:-

*"4. In view of the above submissions, this writ petition is disposed of by permitting the petitioner to make a fresh representation to respondent No. 2 within a week from to day, which shall be considered and decided by respondent No.2/competent authority in accordance with law and applicable policy, within a period of three weeks thereafter. The decision so arrived at shall also be communicated to the petitioner."*

In the compliance the aforesaid orders of the Hon'ble High Court the petitioner was called for personal hearing on 19-08-2023. He attended the same and submitted his representation in this office on 19-08-2023 vide which he is serving since 03-03-2021 in GHS Junas, U/C GSSS Bonderi, Distt. Chamba, H.P and he further requested that he may be transferred from GHS Junas, U/C GSSS Bonderi, Distt. Chamba, hard area to soft area in Distt. Chamba / Kangra, against vacancy. He has given five stations of his choice in the aforesaid representation.

From perusal of record, it has been found that the petitioner is working in GHS Junas, U/C GSSS Bonderi, Distt. Chamba since 03-03-2021, and has completed two winters & three summers at his present place of posting which is a hard/tribal area. One post of TGT(NM) is lying vacant in GMS Khadet, U/C GSSS Sahala, Distt. Chamba and (28) students are studying class 6<sup>th</sup> to 8<sup>th</sup> in this school. Keeping in view the above facts and circumstances the representation of the petitioner is considered sympathetically and he is hereby transferred on his own request from GHS Junas, U/C GSSS Bonderi, Distt. Chamba to GMS Khadet, U/C GSSS Sahala, Distt. Chamba, H.P against vacancy. The representation of the petitioner is disposed of accordingly.

*-Ed-*

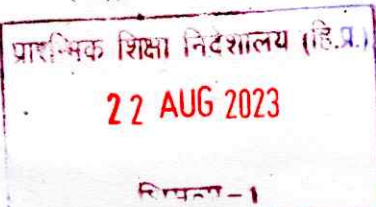
**DIRECTOR**

Endst:No:-EDN-H(2)B(6)1-18/2022-(NM)-dated, Shimla-1

August, 2023

Copy to the following for information and necessary action please:-

1. The Secretary (Education) to the Government of Himachal Pradesh for information please.
2. The Distt. Attorney (Edu.) Directorate of Elementary Education, Shimla, H. P.
3. The Deputy Director of Elementary Education, Distt. Chamba (H.P).
4. The Principal, GSSS Bonderi, Distt. Chamba/GSSS Sahala, Distt. Chamba.
5. Sudharshan Kumar Pathania, S/O Sh Jagdish Chand Pathania, R/O Ward No. 8, Ghas Mandi Nurpur, P.O & Tehsil Nurpur, Distt. Kangra, H.P.
- ✓ 6. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla.
7. Guard file.



*Qm*

**DIRECTOR**



**DIRECTORATE OF ELEMENTARY EDUCATION  
HIMACHAL PRADESH, LALPANI, SHIMLA**

Dated- Shimla-171001, the Aug., 2023

In the matter of: CWP No. 4156/2023 titled as Sanjeev Kumar Vs State of H.P. & Others.

Whereas, Sh. Sanjeev Kumar, TGT (NM) preferred CWP No. 4156/2023 titled as Sanjeev Kumar, TGT(NM) Vs. State of H.P. before the Hon'ble High Court of H.P regarding his transfer from GSSS Railla, Distt. Chamba to soft area in Distt. Chamba and Kangra against vacancy or longer stayee . The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 27-06-2023 when the Hon'ble High Court has passed the following orders:-

*"4 In the given facts and circumstances and without going into the merits of this case, we deem it proper to dispose of this petition by directing the respondents to consider and decide the case of the petitioner and thereafter consequential orders of transfer of the petitioner be issued to any one of the aforesaid five stations of his choice within a period of four weeks from today without insisting upon joining of a substitute. Ordered accordingly."*

In the compliance of the aforesaid orders passed by the Hon'ble High Court, the petitioner has submitted his representation in this office on 10-07-2023 vide which he is serving since 14-11-2019 in GSSS Railla, Distt. Chamba, H.P and he further requested that he may be transferred from GSSS Railla, Distt. Chamba to soft area in Distt. Chamba and Distt. Kangra, against vacancy or longer stayee. He has given five stations of his choice in the aforesaid representation.

Whereas, from perusal of record, it has been found that the petitioner is working at GSSS Railla, Distt. Chamba w.e.f. 14-11-2019 and has completed the normal tenure of three years. At present the stations of his choice are not vacant and also there is no person who has completed his normal tenure. However, in GMS Bhanel and GSSS Talian, Distt. kangra, the incumbents serving in these institutions are longer stayee, but they have already served hard area and can not be transferred again to hard area vice petitioner. Therefore, after careful examination, it is decided that since the Department of Higher Education is going to make promotions to the post of School Lecturer (New) from amongst the eligible Trained Graduate Teachers in near future, hence the petitioner will be given posting at a suitable place as and when the vacancy arises. The representation of the petitioner is disposed of accordingly.

  
**DIRECTOR**

Endst:No:-EDN-H(2)B(6)1-18/2022-(NM)-dated, Shimla-1 Aug., 2023

Copy to the following for information and necessary action please:-

1. The Secretary (Education) to the Govt. of Himachal Pradesh for information please. (MAIL)
2. The Distt. Attorney (Edu.) Directorate of Elementary Education, Shimla, H. P.
3. The Deputy Director of Elementary Education, District Chamba (H.P).
4. The Principal, GSSS Railla, Tehsil Churah, Distt. Chamba, H.P.
4. Sh. Sanjeev Kumar, S/O Sh. Des Raj, R/o Vill. Sarnooch, P.O Sukhar, Tehsil Nurpur, Distt. Kangra, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
6. Guard file.



  
**DIRECTOR**



**DIRECTORATE OF ELEMENTARY EDUCATION  
HIMACHAL PRADESH, LALPANI, SHIMLA**

Dated- Shimla-171001, the Aug., 2023

In the matter of: CWP No. 4166/2023 titled as Lekh Raj Vs. State of H.P. & Others.

Whereas, Sh. Lekh Raj, TGT (NM) preferred CWP No. 4166/2023 titled as Lekh Raj, TGT(NM) Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GHS Charoli, U/C GMSSS Kupvi, Distt. Shimla to soft area in Distt. Mandi and Hamirpur against vacancy. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 28-06-2023 when the Hon'ble High Court has passed the following orders:-

*"4 Even though, the petitioner has made various representations, some of them have been annexed as Annexures A-2 to A-5, however the same are not in conformity with the comprehensive guiding principles-2013. Therefore, in such circumstance, we deem it appropriate to permit the petitioner to file a fresh representation clearly setting out therein five stations of his choice, of which one essentially has to be out of his home district. Ordered accordingly. In the event of such representation being filed within one week, the respondents shall consider, decide and thereafter issue consequential order of transfer of the petitioner to one of the stations of his choice, within a period of three weeks. 5 The instant petition is disposed of, in the aforesaid terms, so also the pending application(s), if any."*

In the compliance the aforesaid orders of the Hon'ble High Court the petitioner was called for personal hearing on 24-07-2023. He attended the same and submitted his representation in this office on 24-07-2023 vide which he has requested that he has completed required tenure at his present place of posting at GHS Charoli, U/C GMSSS Kupvi, Distt. Shimla, H.P sub cadre/ hard area and he further requested that he may be transferred to soft area in Distt. Mandi and Hamirpur, H.P, against vacancy being caused due to promotion of TGT to Lecturers in near future.

Whereas, from perusal of record, it has been found that the petitioner is working at GHS Charoli, U/C GMSSS Kupvi, Distt. Shimla w.e.f. 22-11-2019 and has completed the normal tenure of three years. However, stations of his choice are not vacant at this stage and also there is no person who has completed his normal tenure. Therefore, after careful examination, it is decided that since the Department of Higher Education is going to make promotions to the post of School Lecturer (New) from amongst the eligible Trained Graduate Teachers in near future, hence the petitioner will be given posting at a suitable place as and when the vacancy arises. The representation of the petitioner is disposed of accordingly.

**DIRECTOR**

Endst:No:-EDN-H(2)B(6)1-18/2022-(NM)-dated, Shimla-1

Aug., 2023

Copy to the following for information and necessary action please:-

1. The Secretary (Education) to the Govt. of Himachal Pradesh for information please. (MAIL)
2. The Distt. Attorney (Edu.) Directorate of Elementary Education, Shimla, H. P.
3. The Deputy Director of Elementary Education, District Shimla (H.P).
4. The Principal, GMSSS Kupvi, Distt. Shimla, H.P.
5. Sh. Lekh Raj, S/O Sh. Sohan Lal, R/o Vill. Mohin, P.O Gopalpur, Tehsil Sarkaghat, Distt. Mandi, H.P.
6. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla.
7. Guard file.

प्राथमिक शिक्षा निदेशिका (वि.प्र.)

22 AUG 2023

शिमला - 1

**DIRECTOR**



No. EDN-H(2)B(6)-1-18/2022(A)-Court Case  
Directorate of Elementary Education  
Himachal Pradesh, Lalpani  
Dated Shimla-171001

August, 2023.

**ORDER**

In the matter of:- CWP No. 4836/2023 titled as Prem Sharma TGT (Arts) V/s State of H.P. (Reg. transfer)

Sh. Prem Sharma, TGT (Arts) has filed CWP NO. 4836/2023-before the Hon'ble High Court of Himachal Pradesh, seeking the relief to the extent that the petitioner may be transferred from GSSS Ramnagar Distt. Shimla to GSSS Bari Majherwan/GSSS Jhandutta/GSSS Dokru/GMS Dholag u/c GSSS Kalol/GSSS Malroan Distt. Bilaspur. The case was listed on 27-07-2023, when the same has been disposed of with the following orders:-

*"Taking note of the above submission, this writ petition is disposed of by directing respondent No. 2 / competent authority to decide the representation of the petitioner (Annexure P-2), stated to have been submitted on 20.06.2023, in accordance with law and applicable transfer policy, within a period of three weeks from today. The decision so arrived at shall also be communicated to the petitioner."*

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner i.e. Sh. Prem Sharma, TGT (Arts) has submitted representation, wherein, he stated that his father is suffering from cancer and has requested that due to his adverse family circumstances he may kindly be transferred from GSSS Ramnagar Distt. Shimla to GSSS Bari Majherwan/GSSS Jhandutta/GSSS Dokru/GMS Dholag u/c GSSS Kalol/GSSS Malroan Distt. Bilaspur, against vacancy/longer stayee.

From the perusal of record, the petitioner i.e. Sh. Prem Sharma, TGT (Arts) is working in GSSS Ramnagar Distt. Shimla since 30-08-2018 and has completed normal tenure at his present place of posting. At present there is no vacant post in the above mentioned schools. However, one Sh. Sohan Singh, TGT (Arts) is working in GMS Dholag u/c GSSS Kalol Distt. Bilaspur since 31-10-2018 and has completed his normal tenure at his present place of posting. Keeping in view the position stated above, representation of petitioner i.e. Sh. Prem Sharma, TGT (Arts) is considered sympathetically and he is hereby transferred from GSSS Ramnagar Distt. Shimla to GMS Dholag u/c GSSS Kalol Distt. Bilaspur vice Sh. Sohan Singh, TGT (Arts) and vice versa, with TTA/JT to Sh. Sohan Singh TGT (Arts). The representation of the petitioner is disposed of accordingly.

**DIRECTOR**  
Elementary Education  
Himachal Pradesh, Shimla

August, 2023

Endst: No Even Dated Shimla-171001

Copy to the following for information and necessary action please:-

1. The Secretary (Education) to the Govt. of Himachal Pradesh, Shimla-2.
2. The District Attorney, Directorate of Elementary Education, Shimla w.r.t. CWP No. 4836/2023.
3. The Deputy Director of Elementary Education Shimla/Bilaspur, H.P.
4. The Principal GSSS Ram Nagar Distt. Shimla / GSSS Kalol Distt. Bilaspur H.P.
5. Sh. Prem Sharma, TGT (Arts) GSSS Ram Nagar Distt. Shimla H.P. **(REGD.)**
6. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla-1.
7. Guard file.

**DIRECTOR**  
Elementary Education  
Himachal Pradesh, Shimla

