

September, 2023

ORDER

In the matter of: CWP No: 4925/2023-Kamlesh Kumar V/s. State of Himachal Pradesh
& others.

Sh. Kamlesh Kumar, TGT (Arts) has filed CWP No. 4925/2023-before the Hon'ble High Court of H.P., regarding adjustment who is under orders of transfer GHS Naya District Sirmour. The case was listed on 16-09-2023, when the same has been disposed of with the following order :-

"With the consent of learned counsel for the parties, this writ petition is disposed of by permitting the petitioner to make a representation to respondent No2/competent authority indicating therein five stations of his choice belonging to more than one district where he can be adjusted within a period of one week from today, who shall in turn, consider and decide the same, in accordance with law and applicable Transfer Policy, within a further period of one week. The order so passed be also communicated to the petitioner. Till the representation is decided, interim protection made available to the petitioner vide order dated 01.08.2023 shall continue. In case the representation is not preferred by the petitioner within the indicated time-line, the protection made available to him under this order shall stand vacated. Pending miscellaneous applications(s), if any, shall also stand disposed of."

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner i.e Sh. Kamlesh Kumar, TGT (Arts) has submitted representation, wherein he stated that he may be adjusted at GMS Kusenu u/c GSSS Kandiyari, GSSS Jhakando, GSSS Kandiyari, GHS Barwa u/c GSSS Millah, District Sirmour or GSSS Pabban, District Shimla, against vacancy.

From the perusal of record, it is found that Sh. Kamlesh Kumar, TGT (Arts) was transferred from GHS Naya District Sirmour to GSSS Gagret, District Una, against vacancy, with TTA/JT after completion of his normal tenure, with the prior approval of the competent authority, where he was working since 23-01-2018 and has completed his normal tenure at his present place of posting. At present three posts of TGT (Arts) are sanctioned in GSSS Gagret, District Una, out of which only one TGT (Arts) is working there but, the present incumbent is on verge of retirement on 30-09-2023 and 193 students are enrolled in the said school.

Keeping in view the position stated above, representation made by the petitioner i.e Sh. Kamlesh Kumar, TGT (Arts) can not be considered at this stage. Moreover, TGT (Arts) is State Cadre post and the incumbents are supposed to serve anywhere in the State. Hence, request made by the petitioner is hereby rejected on administrative ground and in large public interest. The representation of the petitioner is disposed of accordingly

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

Endst No.Even dated, Shimla-1, the September, 2023

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

1. The District Attorney (Ed) Dte. of Ele. Edu. w. r. t. CWP No. 4925/2023.
2. The Deputy Director of Elementary Education, Sirmour/Una, H.P.
3. The Principal/Headmaster GSSS Gagret (Una)/GHS Naya (SMR) H.P.
4. Sh. Kamlesh Kumar, TGT (Arts) under transfer from GHS Naya (SMR), H.P.
5. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
6. The Guard file प्रारम्भिक शिक्षा निदेशालय 15.9.

19 SEP 2023

शिमला-1

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

No: EDN-H (2) B (6)1-18/2023(A)-Court Case
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

September, 2023.

ORDER

In the matter of: CWP No: 5812/2023-Sher Singh, TGT ((Arts) V/s. State of Himachal Pradesh.

Sh. Sher Singh, TGT (Arts) has filed CWP No. 5812/2023 titled as Sher Singh V/s State of Himachal Pradesh seeking relief to the extent that the petitioner may be adjusted at GHS Bhujund, GMS Agahar u/c GSSS Tindi, GSSS Tindi, District Lahaul Spiti, against vacancy.

The petitioner i.e Sh. Sher Singh, TGT (Arts) has submitted fresh representation vide which he stated that his parents are more than 75 years old and has requested for adjustment at GHS Bhujund, GMS Agahar u/c GSSS Tindi, GSSS Tindi, GSSS Shakoli, District Lahaul Spiti or GMS Karol u/c GSSS Shirar District Kullu, against vacancy .

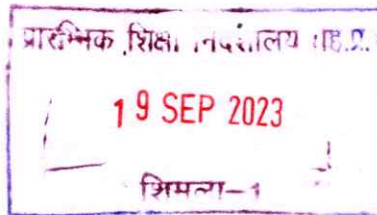
From the perusal of record, it is found that Sh. Sher Singh, TGT (Arts) under orders of transfer from GMS Agahar u/c GSSS Tindi (L&S) to GMS Barring u/c GHS Mooring, District Lahaul Spiti. At present one post of TGT (Arts) is lying vacant in GHS Bhujund District Lahaul Spiti. Keeping in view the position stated above, representation of petitioner i.e Sh. Sher Singh, TGT (Arts) is considered sympathetically and he is hereby adjusted at GHS Bhujund District Lahaul Spiti, against vacancy, without TTA/JT. The representation of the petitioner is disposed of according.

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

Endst No.Even dated, Shimla-1, the September, 2023

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

1. The District Attorney (Edu) Dte. of Ele. Edu. w. r. t. CWP No. 5812/2023.
2. The Deputy Director of Elementary Education, LahaulSpiti, H.P.
3. The Principal/Headmaster, GSSS Tindi/GHS Bhujund/GHS Mooring (L&S), H.P.
4. Sh. Sher Singh, TGT (Arts) under transfer from GMS Agahar uc GSSS Tindi (L&S)
5. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
6. The Guard file.



DIRECTOR
Elementary Education
Himachal Pradesh, Shimla