

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

Dated Shimla-171001, the Feb, 2023

ORDER

In the matter of:

CWP No. 6507/2022 titled as Naresh Kumar Vs. State of H.P. & Others.

Whereas, Sh. Naresh Kumar, TGT (NM) preferred CWP No. 6507/2022 titled as Naresh Kumar Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GMS Shala u/c GSSS Tebban District Mandi to the station nearby his native place. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 16.09.2022 when the Hon'ble High Court has passed the following orders:-

- " 2. The petitioner is a TGT(Non-Medical). It is the case of the petitioner that he has completed his normal tenure and is serving for more than four years at the present place of posting ie. at Government Middle School Shala, under complex Government Senior Secondary School Tebban Tehsil Karsog-I, District Mandi, H.P. and he is entitled for transfer under the Government Policy. The petitioner is also seeking transfer, on other grounds.
3. The petitioner has already made a representation dated 29.12.2021 (Annexure P-2), to respondent No. 2-The Director of Elementary Education Shimla, H.P.
4. In the circumstances, we disposed of the present writ petition by directing respondent No. 2 to decide the representation of the petitioner, not later than four weeks from today.
5. Pending miscellaneous application(s), if any, also to stand disposed of."

Whereas, the petitioner was called for personal hearing on 16.02.2023 and he attended the same. At the time of personal hearing he has requested that he has completed more than five years service at his present place of posting and he is a Physically challenged person with the disability of 40% and he further requested that he may please be adjusted/transferred to GSSS Kujabahl/GHS Riyur/GMS Koon u/c GSSS Kujabahl District Mandi.

From perusal of record, it has been found that the petitioner has been working at GMS Shala u/c GSSS Tebban District Mandi w.e.f. 13.01.2017 and has completed more than five years stay. One post of TGT(NM) is lying vacant in GHS Koon u/c GSSS Kujabahl District Mandi. Therefore, after critical examination and thoughtful application of mind the request made by the petitioner is considered sympathetically and he is hereby transferred, without TTA/JT, from GMS Shala u/c GSSS Tebban District Mandi to GHS Koon u/c GSSS Kujabahl District Mandi against vacancy, on administrative ground and in larger public interest. The representation of the petitioner is disposed of accordingly.

Director
Elementary Education,
HP Shimla
Feb, 2023

Endst:No:-EDN-H(2)B(6)1-18/2022-(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 Mandi (H.P.)
3. The Principal GSSS Tebban District Mandi/GSSS Kujabahl District Mandi (H.P.).
4. (Regd.) Sh. Naresh Kumar, S/o Shri Dharam Singh R/O Vill. Jhokhar P.O. & Tehsil Tauni Devi District Shimla (H.P.)
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla
6. Guard file.

17 FEB 2023

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Director
Elementary Education,
HP Shimla