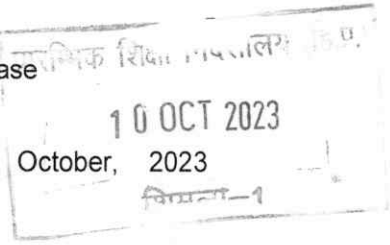


No: EDN-H(2)B(6)-18/2023(A)-Court Case
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the



ORDER

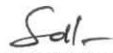
In the matter of: CWP No. 6338/2023-titled as Savita, TGT (Arts) V/s State of Himachal Pradesh (Regarding Transfer).

Smt. Savita, TGT (Arts) has filed CWP No. 6338/2023 titled as Savita V/s State of H.P., and seeking her transfer from GSSS Kaffota, District Sirmour either to GGSSS Paonta Sahib, GGSSS Puruwala, GMSSS Amboya, District Sirmour or GGSSS Solan District Solan. The case was listed before the Hon'ble High Court of H.P. on 13-09-2023, when the same has been disposed of with the following orders:-

"In view of the above submissions, this writ petition is disposed of by permitting the petitioner to make a fresh to the respondents/competent authority within a week from today, which shall be considered and decide by the respondents/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. Pending miscellaneous applications(s), if any, also to stand disposed of."

In compliance to the Hon'ble High Court of Himachal Pradesh order dated 13.09.2023, the petitioner Smt. Savita, TGT (Arts) was called for personal hearing and appeared before the undersigned on 04-10-2023. On this day, petitioner has submitted her fresh representation and stated that she has completed normal tenure at her present place of posting and has requested for transfer from GSSS Kaffota, District Sirmour either to GGSSS Paonta Sahib, GGSSS Puruwala, GMSSS Amboya, District Sirmour or GGSSS Solan District Solan, against vacancy, being caused due to promotion/retirement/longer stayee, being a couple case.

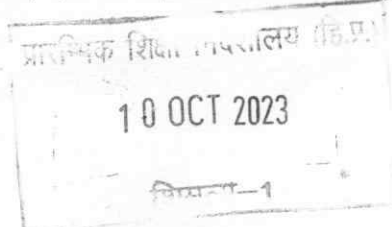
From the perusal of record, it is revealed that Smt. Savita, TGT (Arts) is working at GSSS Kaffota, District Sirmour since 23-03-2018 and has completed her normal tenure at present place of posting. At present post of TGT (Arts) are not lying vacant in the above mentioned schools. Keeping in view the position stated above, representation of petitioner Smt. Savita, TGT (Arts) cannot be considered at this stage due to non availability of vacancy and the transfer will affect the study of students in the mid session. Hence, request made by the petitioner is hereby rejected and disposed of accordingly.


DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

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

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 (Edu) Dte. of Ele. Edu. w. r. t. CWP No. 6338/2023.
3. The Deputy Director of Elementary Education, Sirmour, H.P.
4. The Principal, GSSS Kaffota, District Sirmour, H.P.
5. Smt. Savita, TGT (Arts) GSSS Kaffota, District Sirmour H.P.
6. The Nodal Officer (IT) internal, Dte. of Elementary Education, Shimla-1
7. Guard file.




DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

October, 2023

ORDER

In the matter of: CWP No. 5659/2023-titled as Uma Kumari, TGT (Arts) V/s State of Himachal Pradesh (Regarding Transfer).

Smt. Uma Kumari, TGT (Arts) has filed CWP No. 5659/2023 titled as Uma Kumari V/s State of H.P., regarding transfer from GSSS Lahru, District Kangra. The case was listed before the Hon'ble High Court of H.P. on 22-08-2023, when the same has been disposed of with the following orders:-

"In view of above submission, the instant writ petition is disposed of by directing the respondent No. 2/competent authority to consider and decide the aforesaid representation of the petitioner, in accordance with law and applicable Transfer Policy, within a period of three weeks fro today. The order so passed be also communicated to the petitioner. 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 Smt. Uma Kumari, TGT (Arts) was called for personal hearing and appeared before the undersigned on 04-10-2023. She has submitted fresh representation, wherein she stated that she has completed normal tenure at her present place of posting and has requested for transfer from GSSS Lahru, District Kangra either to GSSS GMS Chalokhar u/c GSSS Kuthera, GSSS Kuthera, GHS Banal u/c GSSS Chabutria, GMS Beri u/c GSSS Jangal Beri, GSSS Karot, Distt. Hamirpur or GSSS Balakrupi, District Kangra, against vacancy, being caused due to promotion/retirement.

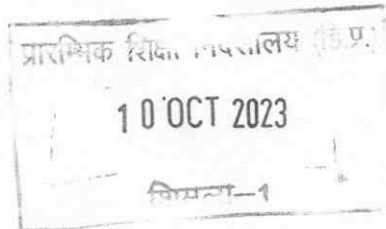
From the perusal of record, it is found that Smt. Uma Kumari, TGT (Arts) is working at GSSS Laharu, District Kangra since 28-09-2018 and has completed normal tenure at her present place of posting. At present post of TGT (Arts) are not lying vacant in the above mentioned schools. Keeping in view the position stated above, representation of petitioner i.e Smt. Uma Kumari, TGT (Arts) can not be considered at this stage due to non vacancy and the transfer will affect the study of students in the mid session. Hence, request made by the petitioner is hereby rejected and disposed of accordingly.

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

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

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 (Edu) Dte. of Ele. Edu. w. r. t. CWP No. 5659/2023.
3. The Deputy Director of Elementary Education, Kangra, H.P.
4. The Principal, GSSS Lahru, District Kangra, H.P.
5. Smt. Uma Kumari, TGT (Arts) GSSS Lahru, District Kangra H.P.
6. The Nodal Officer (IT) internal, Dte. of Elementary Education, Shimla-1
7. Guard file.



DIRECTOR
Elementary Education
Himachal Pradesh, Shimla