

**DIRECTORATE OF ELEMENTARY EDUCATION
HIMACHAL PRADESH, LALPANI SHIMLA**
Dated Shimla-171001, the Oct., 2023

ORDER

In the matter of: CWP No. 6306/2023 titled as Munish Kumar Vs. State of H.P. & Others.

Whereas, Sh. Munish Kumar, TGT (NM) preferred CWP No. 6306/2023 titled as Munish Kumar Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GHS Bhogra, Distt. Shimla to the station nearby his native place in Distt. Kangra, H.P. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 12-09-2023 when the Hon'ble High Court has passed the following orders:-

"5 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 / competent authority within one week from today, 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. Pending miscellaneous application(s), if any, also to stand disposed of.

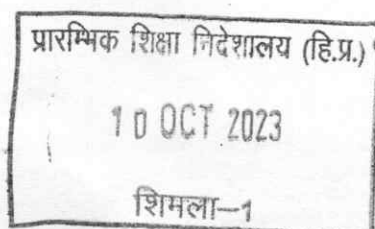
In compliance of the aforesaid orders of the Hon'ble High Court the petitioner has submitted his representation in this office on 20-09-2023 and requested that he may be transferred to nearby Distt. Kangra, against vacancy being caused due to promotion of TGT to School Lecturer (New). He has given five stations of his choice in District Kangra, H.P.

From perusal of record, it has been found that the petitioner has been working at GHS Bhogra, Distt. Shimla w.e.f. 18-02-2021 and has not completed three years stay at present place of posting. The aforesaid school falls in soft area and petitioner is not entitled for transfer to the station of his choice. 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. However, stations of his choice are not vacant at this stage. At present 32 students are studying in GHS Bhogra, Distt. Shimla. If the petitioner will be transferred from there the studies of students will suffer adversely. Therefore, after critical examination and thoughtful application of mind the request made by the petitioner is hereby rejected on in larger public interest. The representation of the petitioner is disposed of accordingly.


DIRECTOR
Oct., 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 Secretary (Education) to the Government of Himachal Pradesh.
2. The Distt. Attorney (Edu.) Directorate of Elementary Education, Shimla, H. P.
3. The Deputy Director of Education Shimla (H.P.)
4. The Principal, GHS Bhogra, District Shimla (H.P.)
5. (Regd.) Sh. Munish Kumar, S/o Late Sh. Subhash Chand, R/O Vill. & O.P Janyankar, Tehsil & Distt. Kangra, H.P.
6. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
7. Guard file.




DIRECTOR