

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

October, 2023.

ORDER

In the matter of: CWP No. 6261/2023-Ved Prakash, TGT (Arts) V/s. State of Himachal Pradesh (Regarding transfer).

Sh. Ved Prakash, TGT (Arts) has filed CWP No. 6261/2023 titled as Ved Prakash V/s State of Himachal Pradesh against his transfer order dated 31.08.2023 from GSSS Bheron District Sirmour to GMS Barmano-Ki-Ser, u/c GSSS Eproh (SMR) vice Sh. Narender Singh, TGT(A). The case was listed in the Hon'ble High Court of H.P. on 11-09-2023, when the same has been disposed of with the following Orders/judgment:-

"In view of the above submissions, this writ petition is disposed of by permitting the petitioner to make a representation to the respondent/competent authority within one 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 one week 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 to the Hon'ble High Court of Himachal Pradesh, the petitioner Sh. Ved Prakash, TGT (Arts) was called for personal hearing and appeared before the undersigned on 19-10-2023. On this day, petitioner has submitted his representation and has requested for transfer from GMS Barmanoo-ki-Ser u/c GSSS Eproh District Sirmour either to GHS Malowala u/c GSSS Bankala, District Sirmour against vacancy due to retirement on 30-11-2023 or GSSS Jamta (SMR), against vacancy, being caused due to promotion, on the ground of couple case as per provision in Clause 5.4 of Comprehensive Guiding Principles 2013.

From the perusal of record, it is found that Sh. Ved Prakash, TGT (Arts) is working at GMS Barmanoo-ki-Ser u/c GSSS Eproh District Sirmour and one post of TGT (Arts) is going to be vacant at GHS Malowala u/c GSSS Bankala, District Sirmour, being caused due to retirement of present incumbent on 30-11-2023.

Keeping in view the position stated above, representation of petitioner i.e Sh. Ved Prakash, TGT (Arts) is considered sympathetically and petitioner is hereby adjusted as per provision in Clause 5.4 of Comprehensive Guiding Principles 2013 at GHS Malowala u/c GSSS Bankala District Sirmour, against vacancy, being caused due to retirement of present incumbent on 30-11-2023, without TTA/JT being a couple case. The petitioner will join after superannuation of present incumbent i.e. after 30-11-2023. The representation of the petitioner is 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. 6261/2023.
3. The Deputy Director of Elementary Education, Sirmour, H.P.
4. The Principal, GSSS Eproh/GSSS Bankala, District Sirmour, H.P.
5. Sh. Ved Prakash, TGT (Arts) GMS Barmanoo-ki-Ser u/c GSSS Eproh (SMR), H.P.
6. The Nodal Officer (IT) internal, Dte. of Elementary Education, Shimla-1
7. Guard file.



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DIRECTOR
Elementary Education
Himachal Pradesh, Shimla