

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

Dated Shimla-171001, the

05 JUL 2024

In the matter of: CWP No. 3945/2024 titled as Vinod Kumar, TGT (NM) Vs. State of H.P. & ors.

Whereas, Vinod Kumar, TGT (NM) preferred CWP No. 3945/2024 titled as Vinod Kumar Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GMS Jaguni u/c GSSS Dansa, District Shimla to the station nearby his native place in Distt. Mandi, against vacancy/ longer stayee. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 10.05.2024 when the Hon'ble High Court has passed the following orders:-

"3. Taking into consideration the fact that the request of transfer was made by the petitioner in the months of January and May, 2024, in terms of Annexures P-1 & P-2, appended with the petition, this petition is disposed of with the direction that appropriate order on the representation of the petitioner be passed by the competent Authority within a period of six weeks' from today and taking into consideration the fact that the petitioner has already completed more than three years of service at his present place of posting, endeavor be made to place him at a station of his choice, if possible. However, in case, the station of his choice is not available, then, the petitioner may be transferred to some other place, which is not a backward/hard area. Pending miscellaneous applications, if any, also stand disposed of."

In compliance of the aforesaid orders of the Hon'ble High Court the petitioner was called for personal hearing on 07.06.2024. He has attended the same and submitted his representation in this office on 07.06.2024 vide which he has requested that he has completed normal tenure at his present place of posting i.e GMS Jaguni u/c GSSS Dansa, Distt. Shimla, H.P and he further requested that he may be transferred/adjusted in Distt. Mandi, against vacancy/ longer stayee by clubbing his/her previous stay.

Whereas, from perusal of record, it has been found that the petitioner is working at GMS Jaguni u/c GSSS Dansa, District Shimla since 03.03.2021 and has completed three years stay at present place of posting. At present 20 students are studding in GMS Jaguni u/c GSSS Dansa, District Shimla. If the petitioner will be transferred/adjusted in mid academic session 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 administrative ground and in larger public interest. The representation of the petitioner is disposed of accordingly.

DIRECTOR

July, 2024

Endst: No:-EDN-H(2)B(6)1-18/2024-(NM)-dated, Shimla-1

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

1. The Distt. Attorney (Edu.) Directorate of Elementary Education, H.P. Shimla-1.
2. The Deputy Director of Elementary Education, Shimla, (H.P.)
3. The Principal, GSSS Dansa, District Shimla, H.P.
4. (Regd.) Sh. Vinod Kumar-S/o late. Sh. Sada Nand R/o Village Gadhyani Post Office Rakhoh, Tehsil Sarkaghat, District Mandi, HP.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla-1.
6. Guard file.

DIRECTOR