

EDN-H(2)B(6)1-18/2022-23 (Court Case)
Directorate of Elementary Education
Himachal Pradesh Lalpani , Shimla-1
Dated:Shimla-171001

ORDER.

In the matter : CWP 4037/2024 titled as Smt.Nitakshi,TGT(Med) VS State of H.P.
& others.

The Petitioner, Smt. Nitakshi,TGT(Med) filed CWP No. 4037/2024 titled as, Smt. Nitakshi Vs State of H.P. before the Hon'ble High Court of H.P. regarding seeking her transfer from GHS Dehwa u/c GSSS Jawali,Distt. Kangra after the completion of required tenure as per policy.The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 15th June, 2024,when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

"Learned counsel for the petitioner submits that the petitioner has filed representation Annexur-P-I with regard to the issues raised in the petition ,but the same has not been decided bythe Authority concerned till date

The petition,accordingly ,as prayed for,is disposed of with direction that let representation Annexure P-I of the petitioner be decided,in the light of averments made therein as as well as the judgement being relied upon by the petitioner ,within a period of four weeks,by the Competent Authority .Pending miscellaneous application ,if any,also stand disposed of."

As per direction of the Hon'ble High Court the petitioner was called for personel hearing on dated.29-06-2024.The petitioner attended the personal hearing on scheduled date and time. During personal hearing she has requested that she may be GSSS Kandbari /GSSS Gwal Tikker Distt. Kangra due to promotion of present incumbent. The petitioner has further stated that her husband is a teacher and presently posted in GSSS Kandbari(Palampur) Distt. Kangra. As such there is no one in the family to look after the old and ailing mother – in –law and two minor children.

From the perusal of the record,it reveals that Smt.Nitakshi,TGT (Med) is presently working in GHS Dehwa u/ GSSS Jawali, Distt. Kangra since 13th June, 2021, has completed her normal tenure at present place of posting. As per averments made by the petitioner her husband is also Government employee and presently posted in GSSS Kandwari (Palampur) Distt. Kangra,as it has been clearly mentioned in transfer policy at Clause No.5.4, that in case wife and husband both are working under the State Government, efforts should be made to post them at one place or near places as far as possible,subject to the availability of vacancy.I find it,appropriate to transfer the petitioner to GSSS Gwal Tikker (Palampur) Distt. Kangra against vncancy being casused due to promotion of present incumbent .These orders will be implemented after the promotion/relieving of present incumbent who is going to be promoted. With these observations the representation of the petitioner is considered and disposed of accordingly.

Endst No.even Dated Shimla-171001.

Copy for information is forwarded to:

1. The Distt.Attorney (Edu.) Directorate of Elementary Education Shimla-1.H.P
2. The Deputy Director of Elementary
3. The ipal/Headmaster GSSS Barwas Dsitt. Sirmour/ Una
4. The Nodal Officer Directorate of Elementary Education Shimla,H.P.



DIRECTOR

DIRECTOR