

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 7536/2024 titled as Sh. Sunil Kumar, TGT(Med) VS State of H.P. & others.

The Petitioner, Sh. Sunil Kumar, TGT(Med) filed CWP No. 4037/2024 titled as, Sh. Sunil Kumar Vs State of H.P. before the Hon'ble High Court of H.P. regarding aggrieved her transfer from GSSS Kamand(MND) to GSSS Jadrangal (D/Shala) Distt. Kangra. The case of the petitioner was listed before the Hon'ble High Court, Shimla-2 on 31st July, 2024, when after hearing the matter, the Hon'ble High Court has disposed of the same with the following directions/ order:-

"Learned counsel appearing on behalf of the petitioner submits that with respect to the impugned transfer order Annexure P-6. The petitioner would make appropriate representation to the concerned quarter highlighting his personal grievances for not giving effect to the impugned transfer order. The petitioner is free to make appropriate representation in this respect."

As per direction of the Hon'ble High Court of H.P. the petitioner submitted her representation to the undersigned dated 05-08-2024, in which he has requested that his transfer may be cancelled due to illness of his Mother. He has further stated that his mother is suffering from various ailments.

From the perusal of the record, it reveals that Sh. Sunil Kumar TGT (Med) is presently u/t from GSSS Kanaid (MND) to GSSS Jadrangal (D/Shala) Distt. Kangra with the prior approval of the competent authority, by clubbing their previous stay. As per provision contained in comprehensive guiding Principles-2013 for regulating the transfer of State Government employees. It is specifically mentioned in para 12.1 "All employees during their entire period of service will serve for at least single tenure in the Tribal /difficult/ Hard areas and remote /rural areas. Transfer to a particular place of choice cannot be claimed as a matter of right. It will be the discretion of the State Government to post/ transfer any employee anywhere in the State, keeping in view of the administrative exigencies/convenience. However, being a Govt. employee and that too in a State cadre request of the petitioner is not tenable and rejected.


DIRECTOR

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 Kangra /Mandi.
3. The Principal /Headmaster GSSS Kanaid (MND) /GSSS Jadrangal (D/Shala) Distt.
4. The Nodal Officer Directorate of Elementary Education Shimla, H.P.


DIRECTOR