

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

Dated Shimla-171001, the Aug.,2024

In the matter of: CWP No. 4071/2024-titled as Sanjeev Kumar Vs. State of H.P. & Others.

Whereas, Sh. Sanjeev Kumar, TGT (NM) preferred CWP No. 4071/2024 titled as Sanjeev Kumar, Vs. State of H.P. before the Hon'ble High Court of H.P. regarding his transfer from GMS Bandi, U/C GSSS Dhugiari, Distt. Kangra to GMS Taggi, U/C GSSS Sunara, Distt. Chamba, H.P. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 15-05-2024 when the Hon'ble High Court has passed the following orders:-

5. "Be that as it may, in view of the submissions made by learned Counsel for the petitioner as agreed, this writ petition is disposed of with the direction that the petitioner shall be at liberty to file an appropriate representation for his adjustment at some other station. In case any such representation is filed, by the petitioner within a period of 10 days from today, appending alongwith it contemporary medical record to demonstrate that he is indeed suffering from serious medical ailments, on account of which he cannot be posted at the place where he presently stands posted, then the representation be considered and decided sympathetically by the competent Authority, within a period of three weeks, as from the date of the receipt of the representation. This be done after giving an opportunity of personal hearing to the petitioner, he shall not be forced to join the station where he stands transferred to and he shall be at liberty to avail the kind of leave due to him. Pending miscellaneous application(s), if any also stand disposed of accordingly."

In compliance with the aforesaid orders of the Hon'ble High Court the petitioner was called for personal hearing on 14-06-2024. He attended the same and submitted his representation in this office on 14-06-2024, vide which he has requested that he may be transferred/adjusted at nearby native place in Distt. Kangra, H.P, against vacancy/ longer stay by clubbing his/her previous stay radius of 30 Kms. . At present there is no vacancy at in District Hamirpur, H.P.

From perusal of record, it has been found that the petitioner has been working at GMS Bandi, U/C GSSS Dhugiari, Distt. Kangra, H.P and under transfer to GMS Taggi, U/C GSSS Sunara, Distt. Chamba, H.P. at present (26) students are studying in GMS Taggi, Distt. Chamba, H.P and the studies of students will suffer adversely. However, the petitioner has completed his normal tenure of three years by clubbing his stay and being the State cadre of the post of TGT (NM) can be transferred anywhere in the State. Accordingly, request of the petitioner is not acceded to at this stage. Hence, representation of the petitioner is hereby rejected on administrative ground and in larger public interest and he is directed to join his transferred station. the representation of the petitioner is disposed of accordingly.

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, Shimla, H. P.
2. The Deputy Director of Elementary Education, Distt. Kangra/Chamba (H.P.)
3. The Principal, GSSS Dhugiari, Distt. Kangra / GSSS Sunara, Distt. Chamba,
4. (Regd.) Sh. Sanjeev Kumar, S/o Sh. Amar Nath, R/o Vill. Gundi, P.O Nander Teh. & Distt. Kangra, H.P.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla .
6. Guard file.

DIRECTOR

Aug., 2024

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)

14 AUG 2024

Teh. & Distt. Kangra, H.P.

शिमला-1

DIRECTOR