

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

Dated Shimla-171001, the September, 2024

In the matter of: CWP No. 6223/2024 titled as Rajo Devi, TGT (NM) Vs. State of H.P & ors.

Whereas, Smt. Rajo Devi, TGT (NM) preferred CWP No. 6223/2024 titled as Rajo Devi Vs. State of H.P. before the Hon'ble High Court of H.P. regarding her transfer from GSSS Ghariach, District Solan to the station nearby her native place in Distt. Kangra, against vacancy/ longer stayee by clubbing his/her previous stay. The above writ petition was listed before the Hon'ble High Court, Himachal Pradesh on 04.07.2024 when the Hon'ble High Court has passed the following orders:-

"3. This writ petition is accordingly disposed of with the direction that the representation filed by the petitioner be decided in light of the averments made therein within a period of four weeks from today. Pending miscellaneous application(s), if any, also stand disposed of accordingly."

In compliance of the aforesaid orders of the Hon'ble High Court the petitioner was called for personal hearing on 10.09.2024. She has attended the same and submitted her representation in this office on 10.09.2024 vide which she has requested that she has completed normal tenure at her present place of posting i.e GSSS Ghariach, Distt. Solan, H.P and she further requested that she may be transferred/adjusted in Distt. Kangra, against vacancy/ longer stayee by clubbing his/her previous stay.

From perusal of record, it has been found that the petitioner is working at GSSS Ghariach, Distt. Solan w.e.f. 18.02.2021 wherein the enrollment of students is 70 (Aprx.). At present post of TGT (NM) are not lying vacant in the above mentioned school.

As per provision contained in comprehensive guidelines Principles -2013 for regulating the transfer of State Government employees, it is specifically mentioned in para 12.1 "All employees during their period of service will serve for at least single tenure in tribal/difficult/Hard area 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 Govt., to post/transfer any employee anywhere in the State, keeping in view of the administrative exigencies/convenience." Therefore, being a State cadre Government employee, the request of the petitioner is not tenable and hereby rejected.

DIRECTOR
September, 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, Solan, (H.P.)
3. The Principal/Headmaster, GSSS Ghariach, Distt. Solan, H.P.
4. (Regd.) Smt. Rajo Devi W/o Sh. Anil Kumar R/o Village & P.O. Sunhi, Tehsil Baroh, District Kangra, HP.
5. The Nodal Officer (IT), Directorate of Elementary Education H.P. Shimla-1.
6. Guard file.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)

13 SEP 2024

शिमला-1

DIRECTOR