

No: EDN-H (2) B (6)1-18/2024(A)-Court Case

Directorate of Elementary Education,

Lalpani-Shimla-1 Himachal Pradesh.

Dated Shimla-171001 the

September, 2024

ORDER

In the matter of: CWP No: 8543/2024-Surjit Kaur V/s. State of Himachal Pradesh.

The petitioner has filed CWP No. 8543/2024 titled as Surjit Kaur V/s State of H.P. in the Hon'ble High Court against her transfer order dated 23-07-2024. The case was listed before the Hon'ble High Court of H.P. on 23-08-2024, on this day Hon'ble Court has passed order/judgment. The Operative portion of the present CWP judgement is as under:-

"In this view of the matter, as prayed for, without interfering with the impugned transfer order, the writ petition is disposed of with liberty to the petitioner to make an appropriate representation to the authority for her adjustment at some nearby station, being a couple case and in the event of any such representation being filed by the petitioner within a period of one week from today, let a call be taken thereupon in terms of the policy sympathetically within a period of two weeks as from the date of the receipt thereof. Till the decision thereof, the petitioner be not forced to join the station, to which, she stands transferred and she shall be at liberty to avail the leave of the kind due to her. Pending miscellaneous applications, if any, also stand disposed of."

In compliance to the aforesaid orders passed by the Hon'ble High Court of Himachal Pradesh, the petitioner i.e Smt. Surjit Kaur, TGT (Arts) has attended the personal hearing on 10-09-2024 and has submitted representation, wherein requested to adjust her at GSSS Thana, District Solan, against vacancy, being a couple case, because her husband is working as TGT (NM).

From the perusal of record, it is revealed that Smt. Surjit Kaur, TGT (Arts) was transferred from GSSS Behal District Bilaspur to GHS Sarma u/c GSSS Bani Materni District Solan against vacancy, after completion of normal tenure. At present one posts of TGT (Arts) is lying vacant in GSSS Thana, District Solan.

Keeping in view the position stated above, representation of petitioner i.e Smt. Surjit Kaur, TGT (Arts) is considered sympathetically, as per provision in Clause 5.4 of Comprehensive Guiding Principles 2013, the petitioner Smt. Surjit Kaur, TGT (Arts) is hereby adjusted at GSSS Thana District Solan against vacancy, being a couple case, without TTA/JT. The representation of the petitioner is disposed of accordingly.

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

Endst No.Even dated, Shimla-1, the September, 2024

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

1. The District Attorney (Edu) Dte. of Ele. Edu. w. r. t CWP No. 8543/2024.
2. The Deputy Director of Elementary Education, Bilaspur/Solan, H.P.
3. The Principal GSSS Behal (BLP)/GSSS Thana (SLN), H.P.
4. Smt. Surjit Kaur, TGT (Arts) GSSS Behal, District Bilaspur, H.P.
5. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
6. The Guard file.

प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)
13 SEP 2024
शिमला-1

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

No: EDN-H(2)B(6)-18/2024(Arts)-Court Case
Directorate of Elementary Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

September, 2024

ORDER

In the matter of: CWP No. 7975/2024-titled as Sunil Kumar, TGT (Arts) V/s State of Himachal Pradesh (Regarding Transfer).

In compliance of the order/judgment passed by the Hon'ble High Court of Himachal Pradesh dated 08-08-2024 in present case that the petitioner was called for personal hearing on 10-09-2024 and appear before the undersigned on scheduled date.

From perusal of the record/representation it reveals that the petitioner Sh. Sunil Kumar, TGT (Arts) was transferred from GHS Chouri u/c GSSS Rissa (MND) to GHS Bindla u/c GSSS Shakra (MND) vice Smt. Poonam Bhardwaj, TGT (Arts) and vice versa after the approval of competent authority. Further Sh. Sunil Kumar, TGT (Arts) has already joined his duty at GMS Bindla u/c GSSS Shakra (MND) on dated 09-08-2024.

Keeping in view, the above facts and circumstances, the case of the petitioner for adjustment cannot be considered at this stage as the petitioner has already been joined at transferee school i.e. GHS Bindla u/c GSSS Shakra, District Mandi. Hence, the representation of the petitioner is disposed of accordingly.

DIRECTOR
Elementary Education
Himachal Pradesh, Shimla

Endst No. Even dated, Shimla-1, the September, 2024

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

1. The District Attorney (Edu) Dte. of Ele. Edu. w. r. t. CWP No. 7975/2024.
2. The Deputy Director of Elementary Education, Mandi, H.P.
3. The Principal, GHS Bindla u/c GSSS Shakra, District Mandi, H.P.
4. Sh. Sunil Kumar, TGT (Arts), GHS Bindla u/c GSSS Shakra, District Mandi H.P.
5. The Nodal Officer (IT) internal, Directorate of Elementary Education Shimla.
6. The Guard file.



DIRECTOR
Elementary Education
Himachal Pradesh, Shimla