

No: EDN-H(2)B(6)1-18/2025 (Med.)-Court Case
Directorate of School Education,
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the April, 2025
ORDER

In the matter of: CWP No: 3762/2025-titled as Anuj Kumar V/s. State of Himachal Pradesh (Regarding Transfer).

Sh. Anuj Kumar, TGT (Med.) has filed CWP No 3762/2025 titled as Anuj Kumar V/s State of H.P. in the Hon'ble High Court, and seeking his transfer from GSSS, Drubbal District Mandi to GSSS, Garh Jamula/GSSS, Sanhoon/GSSS Paplah/ GSSS Dheera Distt. Kangra against any longer stayee. The case was listed before the Hon'ble High Court of H.P. on 06.01.2025, on this day Hon'ble Court has passed order/judgment. The Operative portion of the present CWP judgement is as under :-

"Looking to the limited grievance of the petitioner, this writ petitions is disposed of by directing respondent No.2/competent authority to consider and decide the aforesaid representation of the petitioner dated 15.02.2025 (Annexure P-3) in accordance with law and applicable transfer policy within a period of three weeks from today. The decision so arrived at shall also be communicated to the petitioner".

In compliance to the aforesaid orders passed by the hon'ble High Court of Himachal Pradesh, the petitioner Sh. Anuj Kumar, TGT (Med.) has attended the personal hearing on 08.04. 2025 and has submitted representation, wherein request to transfer him from GSSS, Durbhal Distt. Mandi to GSSS, Garh Jamula/GSSS, Sanhoon/GSSS Paplah/ GSSS Dheera Distt. Kangra against any longer stayee. Distt. Kangra.

From the perusal of record, it is found that Sh. Anuj Kumar, TGT (Med.) is working in GSSS, Drubbal Distt. Mandi since 05.03.2022 and has completed normal tenure at his present place of posting. Moreover, the petitioner is working in soft area and he is not entitled for transfer to choice station despite the fact that TGT's is State Cadre post and the incumbents are supposed to serve anywhere in the State.

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 "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.

Keeping in view, the above facts and circumstances, the case of the petitioner for transfer cannot be considered at this stage. Hence, request made by the petitioner is hereby rejected. The representation of the petitioner is disposed of accordingly.

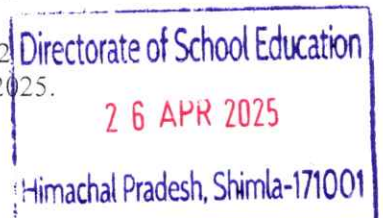

DIRECTOR

Endst No. Even dated, Shimla-1, the

April, 2025

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

1. The Secretary (Education) to the Govt. of Himachal Pradesh, Shimla-2
2. The District Attorney (Edu) Dte. of Ele. Edu. w. r. t. CWP No. 3762/2025.
3. The Deputy Director of Elementary Education, Mandi, H.P.
4. The Principal, GSSS Drubbal, District Mandi, H.P.
5. Sh. Anuj Kumar, TGT (Med.) GSSS, Drubbal Distt. Mandi H.P.
6. The Nodal Officer (IT) internal, Dte. of School Education, Shimla-1.
7. Guard file.




DIRECTOR