

No: EDN(SE)-H(7)-9/2025-TGT(Arts)-Court Case
Directorate of School Education
Lalpani-Shimla-1 Himachal Pradesh.
Dated Shimla-171001 the

May, 2026

ORDER

Directorate of School Education
02 JUN 2026
Himachal Pradesh, Shimla-171001

In the matter of:- CWP No. 2196/2026-titled as Pratima Devi, TGT (Arts) V/s. State of HP.

The petitioner has filed present CWP No. 2196 of 2026 in the Hon'ble High Court vide which sought her transfer from GSSS Purag Distt. Mandi to her choice of school. The present CWF was listed before the Hon'ble High Court of H.P. on dated 27.02.2026, on this day Hon'ble Court has passed order/judgment. The operative portion of the order/judgment is as under:-

..... with the direction that let the representation of the petitioner (Annexure P-1) be considered and decided, sympathetically, by the Department within a period of six weeks from today, by passing a speaking order, after affording an opportunity of hearing to the petitioner. This Court appreciates the difficulty of the Department for effecting the transfer of the petitioner during mid academic session but the petitioner can always be transferred out of said station during general transfers and some other incumbent can be posted in her place.

In compliance with the orders/judgment passed by the Hon'ble High Court of Himachal Pradesh, the petitioner was called for a personal hearing on 06.04.2026 and appeared before the undersigned. During the hearing, the petitioner, Smt. Pratima Devi, TGT (Arts) submitted fresh representation and stated that she is working at GSSS Purag Distt. Mandi and requested for transfer/adjustment at GSSS Ahju Distt. Mandi on account of completion of normal tenure of posting as adverse family conditions.

From the perusal of the record it is found that Smt. Pratima Devi, TGT (Arts), has been serving at Government Senior Secondary School, Purag Distt. Mandi, since 21.02.2022 on contract basis and her services were regularized on dated 16.07.2024. Further the institution GSSS, Purag, is situated in a soft area of district Mandi, wherein about 35 students are enrolled. However, 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." Moreover, Smt. Pratima Devi, TGT (Arts), has not served in any hard or tribal area during her service tenure so far and, in CWP No. 10255 of 2025, titled Bharti Rathour Vs. State of HP, the Hon'ble High Court emphasized that all departments must ensure that every employee is posted to a sub-cadre or tribal area at least once during his or her service career. Additionally, the Govt. has imposed complete ban on transfers vide office order No. Per (AP-B)B(6)-1/2013 dated: 28th June, 2025.

Now, therefore, after due consideration of the facts and circumstances narrated above, the representation submitted by the petitioner has been examined. However, the same is hereby rejected and stands disposed of on the grounds that the petitioner (Smt. Pratima Devi, TGT (Arts) is presently posted at a soft area station and, in the larger interest of the students, her services are essentially required at GSSS Purag Distt. Mandi. Further as per transfer policy *Para 12.1 specifically provides that: "Transfer to a particular place of choice cannot be claimed as a matter of right."* All the concerned are intimated accordingly.


DIRECTOR

Endst No. Even dated, Shimla-1, the

May, 2026

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

1. The District Attorney (Edu) Dte. of School Edu. w. r. t. CWP No. 2196/2026
2. The Deputy Director of School (Elem.) Education, Mandi, H.P.
3. The Principal/Headmaster, GSSS Purag Distt. Mandi.
4. Smt. Pratima Devi, TGT Arts, posted at GSSS Purag Distt. Mandi.
5. The Nodal Officer (IT) internal, with the directions to upload the order on official site of DSE.
6. Guard File.


DIRECTOR