

No.EDN(SE)-H(7)16625/2026 (Court Case)

Directorate of School Education
Himachal Pradesh.

Dated Shimla-171001

Oct. 10 OCT 2026

OFFICE ORDER

Whereas, Smt. Sunita Devi, Lecturer (Hindi), was transferred from GSSS Kehanwal, District Mandi, to GSSS Sarsoo, District Sirmaur, against a vacant post, with TTA/JT, vide this Directorate's office order dated 18.09.2026. Aggrieved by the aforesaid transfer order, she filed CWP No. 16625/2026 before the Hon'ble High Court of Himachal Pradesh, alleging that her transfer had been effected on extraneous considerations. She further submitted that her husband, Sh. Rakesh Kumar, TGT (Arts), had also been transferred to District Lahaul and Spiti, approximately 300 kilometres away from his native place, thereby causing hardship to the family.

And whereas, the matter came up for consideration before the Hon'ble High Court on 23.09.2026, and the Hon'ble Court passed the following directions:

"In view of the allegations leveled in the writ petition, operation of the impugned office order dated 18.09.2026 (Annexure P-1) shall remain stayed. Let learned Deputy Advocate General to have instructions about posting the petitioners at a place of their convenience/nearby places, if feasible, keeping in view the concessions granted to the couples in service of the State Government under the applicable transfer policy. In this regard, petitioners shall be at liberty to prefer a representation to respondent No. 2 within three days from today, whereafter, the same shall be considered in accordance with law and applicable transfer policy within two weeks. In the process of consideration, opportunity of hearing be also provided to the petitioners. Instructions in that regard be placed on record by the respondents on the next date of hearing. List both these matters on 15.10.2026. Reply, if any, be filed in the meanwhile."

And whereas, in compliance with the aforesaid directions of the Hon'ble High Court, the petitioner was afforded an opportunity of personal hearing on 14.10.2026. During the course of the hearing, the petitioner submitted that the transfers of herself and her husband had adversely affected their family circumstances. She further stated that their child is presently studying in the second year at Government Degree College, Mandi, and that there is no one available to look after the child. She accordingly requested that she be adjusted against a vacant post at either GSSS Choru, District Hamirpur, or GSSS Sharti, District Mandi.

And whereas, the service record of the petitioner has been examined. It is observed that she has remained posted in District Mandi since her initial appointment and has not served in any other district during her entire service. It is further observed that the petitioner is serving as Lecturer (School-New), Hindi, and belongs to the State Cadre. Accordingly, her posting and transfer are governed by the administrative requirements of the Department and the applicable Government instructions and transfer policy. No employee belonging to the State Cadre has an absolute or vested right to remain posted at a particular station of his/her choice.

And whereas, the entire material available on record, the service history of the petitioner, her State Cadre status, her posting history in District Mandi, the nature of the post against which she was transferred, the fact that 19 students are presently studying at the institution concerned, and the administrative requirements of the Department have been duly considered. Upon such consideration, no sufficient justification has been found for accommodating the petitioner at either GSSS Choru, District Hamirpur, or GSSS Sharti, District Mandi, as requested by her.

And whereas, Rule 12.1 of the *Comprehensive Guiding Principles-2013* governing the regulation of transfers of State Government employees provides that no Government employee can claim transfer or posting as a matter of right and that the State Government may transfer or post an employee anywhere within the State, keeping in view administrative exigencies and convenience, subject to the applicable policy and instructions.

Now, therefore, after considering the representation of the petitioner, the submissions made during the personal hearing, her service record, the applicable transfer policy, and the administrative requirements of the Department, the request of the petitioner for adjustment at GSSS Choru, District Hamirpur, or GSSS Sharti, District Mandi, is hereby rejected as being devoid of sufficient justification.

With these observations, the representation of the petitioner stands disposed of.

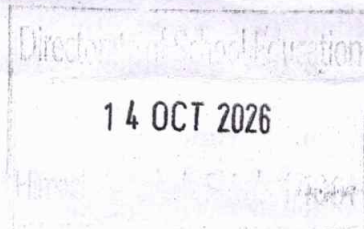

Director of School Education
Himachal Pradesh

Endst. No. Even

Dated: Shimla-171001, the _ October, 2026

Copy forwarded to the following for information and necessary action, please:

1. The Deputy Director of School Education (Secondary), Sirmaur/Mandi, HP.
2. The Principals, GSSS Kehanwal (Mandi) and GSSS Sarsoo (Sirmaur), HP.
3. Supdt. Legal Cell, DSE in view of CWP No. 16625/2026.
- ✓ 4. Incharge, IT Cell, DSE to upload the said order on official website.
5. Guard File.




Director of School Education
Himachal Pradesh