

12 AUG 2024

Government of Himachal Pradesh  
Department of Higher EducationORDER

No. EDUB-E05/12/2023

Dated: Shimla-2, the 12 - 8 - 2024.

Whereas, Smt. Bindra Devi, Principal, presently working at GSSS Khakriana Tehsil Balh District Mandi w.e.f. 01.03.2023.

Further, she has filed a CWP No. 6171 of 2024 seeking transfer to the place of her choice in view of adverse health condition of her husband. The Hon'ble High Court has decided the matter on dated 03.07.2024, the operational part of the order is as under:-

*"This petition, accordingly, as prayed for, is disposed of with the direction that let representation(s) of the petitioner be decided, in the light of the averments made therein, within a period of six weeks' by the Competent Authority. Pending miscellaneous application, if any, also stand disposed of."*

Whereas, a representation of the petitioner was received on 06.07.2024 in which she has submitted that her husband is working as Male Health Supervisor at Sh. Lal Bahadur Shastri Medical College & Hospital Nerchowk Distt. Mandi. He is suffering from Coronary Artery Disease since 1995 and under treatment from IGMC Shimla. Therefore, she has requested to post her at GSSS Mahadev Distt. Mandi or GSSS Tawan Distt. Mandi or GBSSS Bhangrotu Distt. Mandi against vacancy or GSSS Kanaid Distt. Mandi vice Sh. Om Prakash, Principal or GSSS Siyanji Distt. Mandi vice Sh. Akashay Kumar. Principal

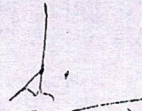
Whereas, as per the information gathered from her service record, Smt. Bindra Devi, Principal, remained posted in Mandi Distt throughout her career. She remained posted at the following Stations i.e.: GSSS Jahal (from: 08.06.1995 to 19.06.98), GSSS Hatgarh (from: 19.06.98 to 27.12..2k) GSSS Kataula (from: 30.12.2k to 18.05.01) GSSS Mahadev (from: 18.05.2001 to 12.09.2003) GSSS Gahar (15.09.2003 to 19.01.2006) GSSS Mahadev (from:19.01.2006 to 14.09.2009) GSSS Kanaid (from: 18.09.2009 to 24.04.2012) GSSS Majhwar (from: 25.04.2012 to



16.05.2013) GSSS Kanaid (from: 16.05.2013 to 26.02.2016) GSSS Chah ka Dohra (from: 27.02.2016 to 09.05.2017) GHS Chauridhar u/c Seri Banglow (11.05.2017 to 30.11.2017) GHS Ghangnoo u/c Chah ka Dohra (from: 01.12.2017 to 03.11.2020) GHS Phangwas u/c GSSS Jaidevi (from: 04.11.2020 to 23.05.2022) GSSS Shaindhal (23.05.2022 to 28.02.2023) GSSS Khakriana (from: 01.03.2023 to till date). Thus, she has served in one District only and was never transferred out of District.

Further, It is also pertinent to mention that Smt. Bindra Devi was promoted as Principal on 23.5.2022 and posted in GSSS Shaindhal Distt. Mandi. She at that time did not forego the promotion and willingly joined at GSSS Shaindhal Distt. Mandi. She did not raise the point of ailment of her husband at that time and did not make any request for a particular station. Thereafter Smt. Bindra Devi, Principal filled CWP No. 6352/2022-Bindra Devi Vs. State of IIP & others for her transfer to GSSS Khakriana Distt. Mandi being couple case and as per the directions of the Hon'ble High Court passed in the above CWP on 13.9.2022, she was transferred from GSSS Shaindhal Distt. Mandi to GSSS Khakriana Distt. Mandi against vacancy caused on 28.2.2023 vide Order No.EDN-B-E(3)-45/2022 dated 22.12.2022. Smt. Bindra Devi, Principal is working at GSSS Khakriana Distt. Mandi w.e.f. 1.3.2023. Now, after a tenure of only one year and five months, she is seeking her adjustment which does not seem appropriate.

She has not completed her normal tenure there and thus, she cannot claim transfer as a matter of right. Her claim on medical grounds is also not admissible. As every employee has one or the other problem. Old parents, health issues and family obligations cannot be the basis of transfers. Therefore, her representation is rejected and She is directed to continue at GSSS Khakriana.

  
(Rakesh Kanwar), IAS  
Secretary (Education) to the  
Government of Himachal Pradesh

**REGISTRED POST**

**Smt. Bindra Devi, Principal,  
GSSS Khakriana Distt. Mandi**



Endst. No as Above

Dated Shimla-2 the

12.8 - 2024.

Copy is forwarded to the following for information/necessary action.

1. The Director of Higher Education, H.P. Shimla-1 for uploading the same on the official website of the Department.
2. The Joint Secretary (Education) to the Govt. of HP w.r.t. CWP No. 6171 of 2024.
3. The Deputy Advocate General, HP, Shimla-1 w.r.t. CWP No.6171 of 2024.
4. The Deputy Director of Higher Education Mandi with the direction to ensure the delivery of this order to the concerned Principal, H.P and for the purpose of joining relieving.
5. Guard file.

(Anil Kumar) 9/8

Under Secretary (Hr. Education) to the  
Government of Himachal Pradesh