

Government of Himachal Pradesh  
Department of Higher Education

(7)

Pa. Cell DHE...	
22 AUG 2024	
Branch	#2

ORDER

No. EDUB-E01-1/2023

Dated: Shimla-2, the ~~22-08~~ 2024.

Whereas, Sh. Raj Kumar, Principal is working at GSSS Bheri Distt. Bilaspur w.e.f. 29.05.2023.

He has filed a CWP No. 3703 of 2024 seeking transfer to the place of his choice in view of his peculiar circumstances and medical conditions. The Hon'ble High Court has decided the matter on dated 03.05.2024, the operational part of the order is as under:-

*"Taking into consideration the fact that the petitioner has directly approached this Court without firstly making a representation to the employer vis-a-vis the reliefs being claimed in the petition, as prayed for, this writ petition is disposed of by granting liberty to the petitioner to file an appropriate representation to the respondent vis-à-vis the issues raised in the present petition.*

*In this event of any such representation being filed within two weeks, let appropriate decision be taken thereupon by the respondent within six weeks as from the date of the receipt thereof".*

A representation of the petitioner was received on 06.05.2024 in which he has submitted that "he has 75% disability (having 75% permanent blindness)" therefore, he is unable to travel from his home to GSSS Bheri which is more than 60 Kms from his residence. He has submitted that he has to engage a part time driver for this, "but in case driver is unable to come/drive him to school, he has to hustle in order to arrange another driver. Sometime he has to travel in bus which is highly inconvenient due to his medical condition."

Further, he has submitted that his mother is also suffering from Gout and has no one to look after (except his adopted daughter who studies in 7<sup>th</sup> standard) due to which his wife is not able to accompany him to stay/live at his present place of posting i.e. GSSS Bheri Distt. Bilaspur.

He has further requested that he may be posted any station lying vacant i.e. GSSS Ladraur or GBSSS Hamirpur or GSSS Samirpur in Distt. Hamirpur keeping in view the concession provided in Clause 5.3 of transfer policy i.e. "they should be at least be given posting on road heads or convenient stations where the bus service is available."

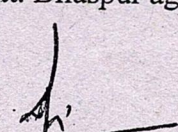
+2.



Further, as per the information gathered from his service record, Sh. Raj Kumar, remained posted in District Hamirpur for a long period of about 23 years continuously w.e.f. 15.11.2000 to 29.05.2023.

Further, it is also pertinent to mention that Sh. Raj Kumar was promoted as Principal and posted in GSSS Bheri Distt. Bilaspur on 29.05.2023. He did not forego the promotion and willingly joined at GSSS Bheri Distt. Bilaspur. He did not raise the point of his disability at that time and did not make any request for a particular station. Thus, he has not completed his normal tenure at present place of posting.

Keeping in view his peculiar circumstances and medical conditions, it will be appropriate to post him at GSSS Talai Distt. Bilaspur against vacancy which is about 45 Kms from his residence and having better transport facilities. It is more convenient and approachable station than GSSS Bheri. Therefore, his representation is considered as special case and he is ordered to be transferred from GSSS Bheri Distt. Bilaspur to GSSS Talai Distt. Bilaspur against vacancy.

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

**REGISTRED POST**

**Sh. Raj Kumar, Principal,  
GSSS Bheri Distt. Bilaspur.**

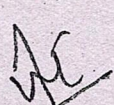
Endst. No as Above

Dated Shimla-2 the

22-08-2024.

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. 3703 of 2024.
3. The Deputy Advocate General, HP, Shimla-1 w.r.t. CWP No.3703 of 2024.
4. The Deputy Director of Higher Education Bilaspur 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)  
Under Secretary (Hr. Education) to the  
Government of Himachal Pradesh