

①

**No. EDN-HE (26) B(6) 1/2022- Maths
Directorate of Higher Education
Himachal Pradesh, Shimla-1**

Dated: Shimla-1, the _____

"ORDER"

Whereas the petitioner Balwinder Kumar, Lect./Lect.(SN) Maths is working at GSSS Kothi Kohar, Distt. Kangra w.e.f. 30.08.2018 & as such his stay is complete. Feeling aggrieved he filed CWP No 8497/2022 titled as Balwinder Kumar Vs State of H.P before the Hon'ble High Court. This petition was listed before Hon'ble High Court on dated 07.12.2022 when the same was finally disposed with the directions to respondents as under:-

"The petitioner is serving in the difficult sub cadre area since 30.08.2018 at GSSS Kothi Kohar, (KGR) and, therefore, in terms of the comprehensive guiding principal - 2013, is entitled to be transferred to one of the soft stations of his choice.

The petitioner has already filed a representation (Annexure P-3) and has also apted in Para-5 of the petition for the following stations:-

1. GSSS Sansal, (KGR) being caused due to retirement on dated 31.03.2023.
2. Govt. Senior Secondary School Ghirtholi, (KGR)
3. Govt. Senior Secondary School Kunsal, (KGR)
4. Govt. Senior Secondary School Deol, (KGR)
5. Govt. Senior Secondary School Pandol, (MND)

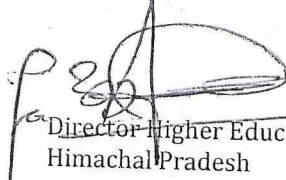
Accordingly, we deem it appropriate to dispose of this petition by directing the respondents to consider and decide the representation preferred by the petitioner within a period of three weeks from today keeping in view the aforesaid stations of choice as given by the petitioner and thereafter consequential orders of transfer be passed within a period of next one week. Ordered accordingly.

Pending miscellaneous application(s), if any, also stand disposed of.

And whereas upon passing of above directions, the representation dated 15.12.2022 has been perused and examined and it has been observed that he has requested for his transfer either at GSSS Sansal,(KGR)/ GSSS Ghirtholi, (KGR)/ GSSS Kunsal, (KGR)/ GSSS Deol, (KGR)/ GSSS Pandol,(MND) but all the incumbents posted at the stations of his choice having short stay and no post is lying vacant & the petitioner has represented to the station of his choice i. e GSSS Sansal, Distt. Kangra against vacancy being caused due to retirement of present incumbent on dated 31.03.2023.

And whereas, as per transfer policy the incumbent posted at the stations of choice of the petitioner cannot be transferred in short stay, as far as the transfer to GSSS Sansal, (KGR) where post will be vacated on 31.03.2023 is concerned the same cannot be considered in advance. However he can be transferred to a station which is lying vacant at present, but he did not opt for the same.

Now therefore, after taking into account the above discussed facts and circumstances of the case, the request of the petitioner has been considered and rejected to the extent that he may represent a fresh as and when the vacancy exists as per his choice of stations and same will be decided separately as per transfer policy. Accordingly his representation stand disposed of.


Director Higher Education
Himachal Pradesh

Cont - 2 -

①
IT Cell

Regd.

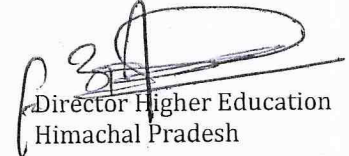
1. Sh. Balwinder Kumar, Lect./Lect.(SN) Maths

S/o Sh. Kanshi Ram, Vill- Tikkri Duhki, Tehsil- Baijnath, Distt. Kangra, (HP) 176063

Endst No. Even dated: Shimla-1

Copy for information to:

2. The District Attorney (Education) Directorate of Hr. Education, in reference to CWP No. 8497/2022-titled in the matter of Sh. Balwinder Kumar Vs State of H.P. & others and in apprise to Hon'ble High Court to accordingly please.
3. The Deputy Director of Higher Education Kangra
4. The Principal, GSSS Kothi Kohar, Distt. Kangra, HP:
5. The Supdt. Legal cell, Directorate of Higher Education, Shimla-1
6. The Incharge IT Cell, (DHE) to upload the said order on website.
7. Sh. Balwinder Kumar (Petitioner), Lect./Lect.(SN) Maths, GSSS Kothi Kohar, (KGR)
8. Guard file.


Director Higher Education
Himachal Pradesh

