

No. EDN-HE (26)B(6)5720/2023
Directorate of Higher Education
Himachal Pradesh.

Dated Shimla-171001

25 SEP 2023

ORDER

Whereas, Smt. Julie Richard, Lecturer (School-New) (English) presently working at DIET Solan, Distt. Solan and earlier she was transferred from GBSSS Solan to DIET Solan, Distt. Solan vice Sh. Rajesh Kumar, Lecturer (School-New) (English) who was further transferred to GSSS Shargaon vice Smt. Nisha Devi, Lecturer (School-New) (English) who was further transferred to GBSSS Solan in place of Smt. Julie Richard vide office order dated 17.04.2023. Smt. Julie Richard has filed CWP No.5720/2023 against her transfer before the Hon'ble High Court regarding decide her representation dated 11.05.2023 vide which she has requested to adjust her at her previous place of posting i.e. GBSSS Solan, Distt. Solan.

The case was listed before the Hon'ble Court on 23.08.2023 when the case was disposed of with the following directions:-

"In view of above submission, this writ petition is disposed of by directing respondent No.2/competent authority to decide the aforesaid representation of the petitioner dated 11.05.2023 (Annexure P-4) in accordance with law and applicable Policy within a period of three week from today. While considering the representation, opportunity of hearing be also provided to the petitioner as well as respondent No.6. The decision so arrived at shall also be communicated to the petitioner and respondent No.6. The writ petition stands disposed of in the above terms, so also the pending miscellaneous application(s), if any."

And whereas, upon passing of above directions, the representation made by the petitioner dated 11.05.2023 she expressed that she has joined at her new place of posting i.e. GBSSS Solan on 17.04.2023 and after joining she started facing hardship to perform the duties as she is suffering from locomotors disability to the extent of 50% and also suffering from the various other ailments.

And whereas, as per the direction passed by the Hon'ble Court, the petitioner called for personal hearing as well as respondent No.6 on dated 21.09.2023. She was present on the said date to submit her version. Respondent No.2 has provided the vacancy position of Distt. Solan and its surrounding but there is no better choice of vacancy available in the subject.

Now therefore, after taking into account the above discussed detailed facts and circumstances, the request of the petitioner cannot be acceded to. Hence in view of ongoing facts, representation of the petitioner has been considered and rejected.

With these observations, representation stands disposed of.

Regd.

Smt. Julie Richard, Lecturer (School New) (English),
DIET Solan, Distt. Solan, H.P.

Director of Higher Education
Himachal Pradesh

Endst No. Even Dated Shimla-171001, the
Copy is forwarded to the following for information and necessary action please:-

1. The Deputy Director of Higher Education, Solan, Distt. Solan, H.P.
2. The Principal, DIET Solan, Distt. Solan, HP.
3. The Supdt. Legal Cell, DHE w.r.t. his U.O. No.EDN-HE(18)LC-455/2023, dt. 29.08.2023.
4. Incharge, IT Cell, DHE to upload the said orders on official website.
5. Guard File.

Director of Higher Education
Himachal Pradesh.