



IN THE HIGH COURT OF HIMACHAL PRADESH AT SHIMLA

ON THE 16th DAY OF MARCH 2022

BEFORE

HON'BLE MR. JUSTICE MOHAMMAD RAFIQ

CHIEF JUSTICE

&

HON'BLE MS. JUSTICE JYOTSNA REWAL DUA

CIVIL WRIT PETITION No. 1099 of 2022

Between:-

SH. ANIL KUMAR,
S/O RAJ LAL,
R/O VILL. SUBHASHPUR,
P.O. TIAMAL, TEHSIL DADA SIBA,
DISTT. KANGRA, (H.P.)
PRESENTLY WORKING AS TGT(NM)
AT GSSS KARYUNI, PANGI, DISTT. CHAMBA,
H.P. SINCE 05.03.2019/19.03.2019,
AGED ABOUT 31 YEARS.

.....PETITIONER

(BY SH. NARESH KAUL, ADVOCATE)

AND

1. THE STATE OF HIMACHAL PRADESH
THROUGH PRINCIPAL SECRETARY (EDUCATION)
TO THE GOVT. OF HIMACHAL PRADESH,
SHIMLA-171002.
2. THE DIRECTOR OF ELEMENTARY EDUCATION,
HIMACHAL PRADESH, SHIMLA 171002.
3. THE DEPUTY DIRECTOR OF ELEMENTARY
EDUCATION CHAMBA, DISTT. CHAMBA, H.P.

.....RESPONDENTS

(BY SH. ASHOK SHARMA, ADVOCATE GENERAL
WITH SMT. RITTA GOSWAMI, ADDITIONAL ADVOCATE

GENERAL)

This petition coming on for admission this day, Hon'ble Mr. Justice Mohammad Rafiq, passed the following:

ORDER

This writ petition has been filed by the petitioner, who is working on the post of TGT (Non-Medical) at Government Senior Secondary School Karyuni, Pangri, Distt. Chamba, H.P., praying for a direction to the respondents to decide the representations dated 28.08.2021, 21.09.2021 & 11.11.2021 made by him.

2. The ground on which the present writ petition has been filed is that the petitioner has been serving in a tribal/difficult area i.e. Government Senior Secondary School Karyuni, Pangri, Distt. Chamba, H.P. since 19.03.2019 and has completed two winters and three summers in the aforesaid area. The petitioner in the form of representations has given five stations of his choice in two districts to respondent No.2 for his transfer. Apart from this, learned counsel for the petitioner has raised an argument of his

hardship that his wife is suffering with various ailments and there is no one to look-after except him.

3 Having regard to the limited prayer made in the writ petition and without going into the merits of the case, we dispose of the writ petition by directing respondent No.2 to decide the aforesaid representations made by the petitioner, in accordance with law, within a period of four weeks from the date of submission of the copy of this order before respondent No.2. Pending miscellaneous applications, if any, shall also stand disposed of accordingly.

(Mohammad Rafiq)
Chief Justice

(Jyotsna Rewal Dua)
Judge

16th March 2022 (rohit)