

#### **GOVERNMENT OF HARYANA** SCHOOL EDUCATION DEPARTMENT



#### **ORDER**

No. 22/40-2020 HRG-I (2)

Dated, Chandigarh the 01.09.2020

The Governor of Haryana is pleased to transfer Shri Jai Parkash [007833], District Elementary Education Officer, Bhiwani [6832] as District Education Officer, Charkhi Dadri [7200] vice Shri Ram Avtar [006860] and viceversa with immediate effect.

#### DR. MAHAVIR SINGH, IAS ADDITIONAL CHIEF SECRETARY TO GOVT HARYANA SCHOOL EDUCATION DEPARTMENT **CHANDIGARH**

#### OFFICE OF DIRECTOR SECONDARY EDUCATION HARYANA PANCHKULA

ENDST. NO. 22/40-2020 HRG-I(2) DATED, PANCHKULA, THE 02.09.2020

A copy is forwarded to the following for information and necessary action:-

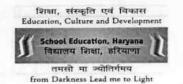
- The Principal, Accountant General (A&E) Haryana, Chandigarh. 1.
- Deputy Commissioner, Bhiwani & Charkhi Dadri 2.
- Treasury Officer concerned. 3.
- District Education Officer, Bhiwani. 4.
- District Elementary Education Officer, Charkhi Dadri 5.
- Officers concerned for immediate compliance. 6.
- Secy/OSD-CM, EM, 7.
- Secy/ACSSE 8.
- 9. PS/DSE, PA/SPD.
- HRG-I/3 for placing copy of the transfer orders in the personal files of the 10. concerned officers.
- Asstt-2 to update MIS profile of the concerned officers. 11.

IT Cell 12.

> **DEPUTY SUPERI** NTÉNDENT HRG-I for DIRECTOR SECONDARY EDUCATION HARYANA, PANCHKULA



#### HARYANA GOVERNMENT EDUCATION DEPARTMENT CHANDIGARH



#### ORDER

On the recommendation of Haryana School Teachers Selection Board, Panchkula conveyed vide their Memo No. 2/1/2013-HSTSB/2014/CA/453 dated 30.6/03.07.2014, the Governor of Haryana is pleased to appoint the following candidate as Post Graduate Teacher (PGT) **Sanskrit** (HES-II) in the pay band of Rs. 9300-34800 + Grade Pay 4800/- plus usual allowances as admissible from time to time w.e.f. 06.08.2014 on notional basis. He is directed to join at the place of posting as mentioned below:-

Merit No.	Roll No.	Employee ID	Name, Father's Name & Address	DoB, Gender & Category	Temporary place of posting
1199	10011509	210770	Sh. Parveen Kumar S/o Sh. Parkash Chand Village Badhnara, PO Sirsal, District: Kaithal.	25/03/1978 Male PHC (Loco Motor Disability)	GGSSS Gonder (Karnal) [1929]

#### Terms and conditions:-

- The benefit of ante-date appointment w.e.f. 06.08.2014 will be admissible to his/her only for notional pay fixation and seniority and actual financial benefits will be admissible to him/her from the date he/she joins duty as PGT Sanskrit.
- 2. He/She is appointed purely on temporary basis. This appointment is against temporary post and his/her confirmation against substantive post shall be considered on the basis of his/her seniority and record of service as and when such post is available.
- He/She shall have to take an oath of allegiance to the Constitution of India.
- 4. In case he/she is married, he/she shall produce a certificate, before joining duty, to the effect that he/she has only one living spouse. If he/she has more than one living spouse, he/she shall be eligible for appointment to the post offered only after the Government is satisfied that he/she has special ground for doing so, and exempt him/her from this condition.
- 5. He/She shall not claim seniority on the basis of this order. His/Her inter-se seniority will also be decided in accordance with the relevant service rules and instructions of the State Government issued from time to time later on.



- He/She shall be on probation for a period of two years. The period of probation can be extended for a period not exceeding one year, if considered necessary.
- 7. In the matters, not specifically mentioned in this communication, he/she shall be governed by the Haryana Civil Services Rules as applicable to Haryana Government Employee and such orders/ instructions as may be issued by the Government from time to time.
- 8. In case of reserved category candidate, the appointment is provisional and is subject to verification of the Scheduled Castes/ Scheduled tribes/Backward Class and ESM Category Certificate. If the verification reveals that the claim of belonging to SC/ST/BC and ESM, as the case may be, is false then his/her service will be terminated forthwith without assigning any further reason and without prejudice to such further action as may be taken under provisions of the Indian Penal Code for production of false certificate.
- 9. Candidate is hereby directed to produce his/her original certificates of academic qualifications and other relevant certificate to the District Education Officer concerned alongwith photostat self- attested copies. District Education Officer is directed to compare the photo copies with the original and thereafter original certificates and testimonials will be returned to the candidate.
- 10. Medical fitness certificate issued by the concerned Civil Surgeon will be produced before the joining. District Education Officer will also give character and antecedent verification forms to his/her and after filling the form, the candidate would submit it to the District Education Officer concerned immediately.
- He/She shall be governed by the Haryana State Education School Cadre (Group-B) Service Rules-2012.
- 12. If at any time during the course of his/her temporary appointment, he/she desires to resign, then in such eventuality, he/she shall be required to give one month's notice or forfeit, in lieu thereof, his/her one month's salary including allowances etc.
- 13. No TA/DA will be admissible to the candidate for joining as PGT.
- 14. If he/she gets an appointment as PGT on the basis of his/her furnishing ineligible/invalid qualifications, false/forged or fraudulent

- information / facts which are detected later on, he/she would be liable for termination of service without any notice.
- 15. In case, he/she has not passed STET/HTET and B.Ed. as yet, he/she shall have to qualify HTET and B.Ed. as mentioned in Rule 19A of the 'Haryana State Education School Cadre (Group-B) Service (Second Amendment) Rule, 2012' amended from time to time, otherwise his/her appointment shall stand terminated automatically without giving any further notice.
- 16. The appointment will be subject to the final outcome of SLP No 7820 of 2013 and other connected SLPs pending for adjudication in the Hon'ble Supreme Court of India, CWP No 18693, 20344, 17656 of 2012 pending in Hon'ble Punjab and Haryana High Court.
- 17. The appointment will be subject to the condition of good moral character as the verification report is awaited from the District Magistrate, concerned and Superintendent of Police, concerned.
- 18. If he/she is willing to accept this offer of appointment as PGT, HES-II (School Cadre) on the above terms and conditions, he/she should submit his/her joining report as per aforesaid directions.
- 19. He/She is directed to join his/her place of posting within 15 days and send the joining report (duly signed by DDO) at <u>dsepgt1</u> <u>@gmail.com</u>, failing which this offer of appointment letter will be deemed to have been withdrawn.

Place: Chandigarh Date: 26.08.2020 Dr. MAHAVIR SINGHADDITIONAL CHIEF SECRETARY TO GOVT. HARYANA SCHOOL EDUCATION DEPARTMENT, CHANDIGARH

# OFFICE OF DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA

ENDST NO 6/4-2013 PGT-I(4)/Sanskrit DATED, PANCHKULA, THE 01-09-2020

A copy is forwarded to the following for information and necessary action:-

- 1. Accountant General (A&E) Haryana, Chandigarh.
- 2. Accountant General (Audit) Haryana, Chandigarh.
- District Education Officer concerned to ensure that Medical fitness certificate issued by the concerned Civil Surgeon is produced by the candidate before the joining. It is also directed to do the needful in compliance of the said orders and sent compliance report.

Further, District Education Officer concerned is directed:-

- i. To check the relevant documents of the candidate before allowing him/her to join at the allotted station.
- ii. To send the relieving and joining report of PGT to HQ.
- iii. To ensure that candidate should not be allowed to join after 15 days of issuing date of appointment order. In case he/she fails to join, his/her appointment order will be deemed to have been withdrawn. Joining/ Non-Joining report should be sent at dsepgt1@gmail.com.
- iv. It may also ensure that he/she completed his/her MIS
  Profile from the station where he/she is being adjusted
  temporarily, so that, he/she can opt for permanent posting
  in next transfer drive.
- 4. The Director General Health Services, Haryana, Panchkula is requested that direction may be given to the Civil Surgeon concerned working under their control to constitute a Medical Board and medically examine the candidate concerned.
- 5. Civil Surgeon concerned.
- 6. The Secretary, Haryana Staff Selection Commission, Panchkula w.r.t. Haryana School Teachers Selection Board, Panchkula Memo No. 2/1/2013-HSTSB/2014/CA/ 453 dated 30.6/03.07.2014.
- 7. Candidate concerned.
- 8. Sr. PS/CM, PS/EM.
- 9. Sr. Secy./ACSSE.

10. I.T. Cell (HQ)

Deputy Superintendent PGT-I for Director, Secondary Education, Haryana, Panchkula

# OFFICE OF DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA

Order No. 18/39-2020 PGT-III (9)

Dated, Panchkula the 01.09.2020

Smt. Manisha Sharma, PGT English, Govt. Sr. Sec. School, Chuharpur Kalan (Yamunanagar) is hereby granted Child Care Leave w.e.f. 18.08.2020 to 16.09.2020 (30 days) as per Finance Department instructions No. 11/102/2009-3 FR dated 05.02.2010, 11/102/2009-3FR dated 05.07.2012 and letter No. 11/102/2009-3FR/28067 dated 01.02.2016.

J. GANESAN, IAS Director Secondary Education Haryana, Panchkula

ENDST. NO. EVEN

DATED, PANCHKULA THE 2/9/9020

A copy is forwarded to the following for information and necessary action:-

- District Education Officer, Yamunanagar w.r.t. his/her memo No. E-1-2020/3700 dated 18.08.2020.
- 2. Principal/Headmaster, Govt. Sr. Sec. School, Chuharpur Kalan (Yamunanagar).

3. Smt. Manisha Sharma, PGT English, Govt. Sr. Sec. School, Chuharpur Kalan (Yamunanagar).

4. IT Cell for uploading the orders on website.

Superintendent PGT-III

for Director Secondary Education,

h Haryana, Panchkula

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# OFFICE OF DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA

Order No.18/38-2020 PGT-III (9) DATED, PANCHKULA THE 01.09.2020

Smt. Neelam, PGT English, Govt. Sr. Sec. School, Samalkha (Panipat) is hereby granted Child Care Leave w.e.f. **01.09.2020 to 31.10.2020 (Two months)** as per Finance Department instructions No. 11/102/2009-3 FR dated 05.02.2010 and letter No. 11/102/2009-3FR/28067 dated 01.02.2016.

J. GANESAN Director Secondary Education Haryana, Panchkula

ENDST. NO. EVEN

DATED, PANCHKULA THE 97/2020

A copy is forwarded to the following for information and necessary action:-

- District Education Officer, Panipat w.r.t. his/her memo No E/1-2020/4090 dated 05.08.2020.
- 2. Principal/Headmaster, Govt. Sr. Sec. School, Samalkha (Panipat).
- 3. Smt. Neelam, PGT English, Govt. Sr. Sec. School, Samalkha (Panipat).

4. IT Cell for uploading the orders on website.

Superintendent PGT-III 2 9 for Director Secondary Education, Haryana, Panchkula



GOVERNMENT OF HARYANA/हरियाणासरकार

### Directorate of Secondary Education माध्यमिकशिक्षानिदेशालय

शिक्षा, संस्कृति एवं विकास
Education, Culture and Development
School Education, Haryana
विद्यालय शिक्षा, हरियाणा

तमसो मा ज्योतिर्गमय Lead me from Darkness to Light

Off.: ShikshaSadan, Sector 5, Panchkula, Haryana134109(India) - Tel: 91(0172)-2560246 Fax: 91(0172)-2560253 कार्यालयः शिक्षासदन, सैक्टर 5 पंचकुला—134109 (भारत) दूरमाव : 91 (0172) 2560246 फैक्स: 91 (0172) 2560253 e-mail: edusecondaryhry@gmail.com - site: www.schooleducationharyana.gov.in

#### ORDER

No. 13/43-2018 HRME-II (2)

Dated, Panchkula:- 28.08.2020

Smt. Anuradha, Clerk, GSSS, Kakoria, Rewari is hereby granted Child Care Leave (Three Months only) w.e.f. 01.09.2020 to 30.11.2020 as per Finance Department instructions No. 11/102/ 2009-3FR dated 05.02.2010, dated 05.11.2012 and letter No.11/ 102/ 2009-3FR/28067 dated 01.02.2016.

#### J. GANESAN DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA

ENDST. NO. EVEN

DATED, PANCHKULA THE 02-09-2020

A copy is forwarded to the following for information and necessary action:-

- 1. District Education Officer, Rewari w.r.t. their Memo No E-3/2020/303 dated 27.08.2020.
- 2. Principal, GSSS, Kakoria, Rewari.
- 3. Spat. Anuradha, Clerk, GSSS, Kakoria, Rewari.

4. I.T.Cell.

JUSUPERINTENDENT HRME-II for DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA





### OFFICE OF DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA

#### ORDER NO. 20/11-2019 PGT-II(7)

Smt. Lalita Vashisht, PGT Economis, Govt.Girls Sr. Sec. School, Tigrana (Bhiwani) is hereby granted Child Care Leave w.e.f. 01.09.2020 to 30.11.2020 (3 months) as per Finance Department instructions No. 11/102/2009-3FR dated 05.02.2010, dated 05.11.2012 and letter No. 11/102/2009-3FR/28067 dated 01.02.2016.

#### J GANESAN, IAS DIRECTOR SECONDARY EDUCATION HARYANA, PANCHKULA

DATED: 01.09.2020

#### ENDST. NO. 20/11-2019 PGT-II(7) DATED, PANCHKULA THE 01.09.2020

A copy is forwarded to the following for information and necessary action:-

- District Education Officer, Bhiwani w.r.t. his/her memo no. E-II-2020/853 dated 20.08.2020.
- 2. Principal/Headmaster, Govt.Girls Sr. Sec. School, Tigrana (Bhiwani).
- Official concerned.

4. I.T Cell.

DY. SUPERINTENDENT PGT-II FOR DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA

## OFFICE OF DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA

Order No.18/47-2020 PGT-III (9) DATED, PANCHKULA THE 01.09.2020

Smt. Suman Bala, PGT English, Govt. Sr. Sec. School, Kanwarpura (Sirsa) is hereby granted Child Care Leave w.e.f. 17.08.2020 to 30.11.2020 (106 days) as per Finance Department instructions No. 11/102/2009-3 FR dated 05.02.2010 and letter No. 11/102/2009-3FR/28067 dated 01.02.2016.

J. GANESAN Director Secondary Education Haryana, Panchkula

ENDST. NO. EVEN

DATED, PANCHKULA THE 1/9/2020

A copy is forwarded to the following for information and necessary action:-

- District Education Officer, Sirsa w.r.t. his/her memo No E/1-2020/2843 dated 11.08.2020.
- Principal/Headmaster, Govt. Sr. Sec. School, Kanwarpura (Sirsa).
- 3. Smt. Suman Bala, PGT English, Govt. Sr. Sec. School, Kanwarpura (Sirsa).

4. IT Cell for uploading the orders on website.

Superintendent PGT-III
for Director Secondary Education,
Haryana, Panchkula

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GOVERNMENT OF HARYANA / हरियाणा सरकार

## Directorate School Education

# विद्यालय शिक्षा निदेशालय



www.schooleducationharyana.gov.in | edusecondaryhry@gmail.com

आदेश क्रमांकः 14/2-2020 PS(2)

दिनांक, पंचकूला 02.09.2020

हरियाणा विद्यालय शिक्षा नियमावली—2003 के नियम 42(2)॥। में निहित शक्तियों का प्रयोग करते हुए प्रबन्धक Rural Education Expansion Society, Majra Jahajgarh, Jhajjar को उनके द्वारा संचालित R.C. Memorial Sr. Sec. School, Majra Jahajgarh, Beri, Jhajjar करने की अनुमति इस शर्त के साथ प्रदान की जाती है कि वह विभाग के आदेश क्रमांक 24/65-2003 S-I (4) दिनांक 16.03.2004 के तहत प्रदान की गई स्थाई मान्यता में निहित शर्ते एवं हरियाणा विद्यालय शिक्षा नियमावली—2003, 2007 व 2009 तथा विभाग द्वारा समय—समय पर जारी हिदायतों की अनुपालना सुनिश्चित करती रहेगी।

जे० गणेशन, आई०ए०एस० निदेशक सैकण्डरी शिक्षा, हरियाणा, पंचकूला।

पृष्ठांकण क्रमांक सम-

दिनांक, पंचकूलाः अ

इसकी एक प्रति निम्नलिखित को सूचनार्थ एंव आवश्यक कार्यवाही हेतु प्रेषित है:-

- 1. प्रबन्धक, Rural Education Expansion Society, Majra Jahajgarh, Jhajjar.
- 2. सचिव, केन्द्रीय माध्यमिक शिक्षा बोर्ड, शिक्षा केन्द्र-2, सामुदायिक केन्द्र, प्रीत विहार दिल्ली।
- 3. सचिव, हरियाणा विद्यालय शिक्षा बोर्ड, भिवानी।
- 4. जिला शिक्षा अधिकारी, झज्जर।
- 5. प्राधानाचार्य, Dronacharya Heritage School, Majra Jahajgarh, Beri Jhajjar.
- 6. आईं0टी0 सैल
- 7. ऑफिस रिकार्ड।

उप अधीक्षक पी०पस० कृतेः निदेशक सैकण्डरी शिक्षा, हरियाणा, पचंकूला।

## OFFICE OF DIRECTOR SECONDARY EDUCATION HARYANA, PANCHKULA

Order No.: 13/58-2018 PGT-II (6)

Dated, Panchkula the

Whereas, the petitioners namely Deshraj and others had approached the Hon'ble High Court by way of filing CWP No. 2095 of 2018 titled as Deshraj and others versus State of Haryana & others praying therein for issuance of a writ petition in nature of certiorari quashing the action of the respondents by which the pay of the petitioners have not been fixed according to scales in advertisement and formula given in Rule 8 of the revised pay rules dated 30.12.2008 and further quashing the letter dated 18.08.2009 vide which the respondents have amended the fixation of pay and prayed for writ in the nature of mandamus for directing the respondents to fix the pay of the petitioners correctly while taking into consideration the pay of their juniors w.e.f. 01.01.2006. After considering the allegations in the writ petition, the Hon'ble High Court passed its order dated 01.02.2018 and the operative part of the order is as under:-

"This petition is disposed of in the same terms as by the Division Bench in CWP No.22764 of 2017 titled Sushil Kumar and others v. State of Haryana. The decision be taken within a reasonable time"

In the case of CWP No. 22764 of 2017 titled as Sushil Kumar and others v. State of Haryana the Hon'ble High Court vide its order dated 06.10.2017 directed as under:

"Petitioners pray for fixation of their pay in revised pay scales and grant of arrears on account of it, regarding which they have submitted a legal notice (Annexure P-7).

After hearing learned counsel for the petitioners, we dispose of the instant petition with a direction to the respondents to consider and decide the legal notice (Annexure P-7) submitted by the petitioners as expeditiously as possible."

Whereas the petitioners have prayed for quashing of letter dated 18.08.2009, it is integral and necessary to mention and explain the issue in detail. The issue can be traced back by notification of Haryana Civil Services (Revised Pay) Rules, 2008 issued by virtue of Gazette Notification dated 30.12.2008 and were implemented w.e.f. 01.01.2006. The Section II of Part-B of the First Schedule of these Rules dealt with the posts/categories whose Prerevised Pay Structure was mod fied/revised. The Section II of the Part-A of the First Schedule ibid provided for the entry level pay of the direct recruits

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appointed on or after 01.01.2006. Having noticed this anomaly the Finance Department issued Instructions dated 18.08.2009 and 16.12.2010 for reducing of entry level pay of the new entrant employees w.e.f. 01.01.2006 and protecting the part thereof so drawn as Personal Pay to be subsumed in future Increments. This measure, however, could not satisfy the exsiting employees (who were in Govt. Service as on 31.12.2005) and a huge number of litigations arose. The Hon'ble High Court vide its judgment dated 15.05.2013 in CWP No. 11254 of 2010- Neclam Rani & others v. State of Haryana had directed the step up the pay of senior employees at par with junior employees as Personal Pay (PP) to be subsumed in future increment. The matter was then considered at length and in a bid to eradicate the unnecessary litigation the Govt. generalized the effect of the judgment ibid and issued Instructions No. 1/83/2008-3PR(FD), dated 2111.2017. By generalizing the judgment a considerable amount of litigation subsided but a new sort of litigation started to arise. The direct recruited/fresh employees who had joined the Govt. service on or after 01.01.2006 started to challenge the Instructions dated 18.08.2009 and 16.12.2010 terming it as illegal on the ground that mere Instructions cannot override the Statutory Rules (here Gazette Notification dated 30.12.2008-as referred to above) and accordingly the entry level pay cannot be reduced by means of Instructions.

The Government again considered the matter at length and accordingly amended the HCS (Revised Pay) Rules, 2008 w.e.f. 01.01.2006 itself by issuing the HCS (Revised Pay) Amendment Rules, 2019, dated 07.02.2019 vide Notification No. GSR.44.Const./Art. 309/19. With the promulgation of these Rules the reduction of entry level pay of certain categories/posts has been given effect w.e.f. 01.01.2006 itself and as such host of litigation challenging the issuance of FD Instructions dated 18.08.2009 and 16.12.2010 shall rendered futile and infructuous.

Accordingly, in compliance of the orders dated 01.02.2018 of Hon'ble High Court, the legal notice dated 25.09.2017 as well as pay fixation of all the petitioners have been examined and it has been found that since notification dated 07.02.2019 and rules have been amended now, there is no anomaly in pay fixation of the present petitioners. The pay of petitioners have been accordingly fixed properly in light of amendment in Haryana Civil Services (Revised Pay) Rules, 2008 vide Notification No. GSR.44.Const./Art. 309/19 dated 07-02-2019 and clarification dated 14.03.2019. The clarification dated

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14.03.2019 provides that by the promulgation of Haryana Civil Services (Revised Pay) Amendment Rules, 2019 dated 07.02.2019 the reduction of entry level pay of certain categories/posts has been given effect w.e.f. 01.01.2006 itself and as such even the lots of litigation challenging the issuance of instructions dated 18.08.2009 and 16.12.2010 shall be rendered infructuous.

It is pertinent to mention here that it is the prerogative of the Govt. to notify Pay Revised Rules as per the circumstances, administrative exigencies and requirement of time. No employee has a right to dispute the same unless and until his/her fundamental rights have been infringed.

Keeping in view the position explained above, the legal notice dated 25.09.2017 is devoid of any merit. Accordingly, the relief claimed therein also deserves to be declined. Hence, the claim of the petitioners is hereby rejected.

I order accordingly.

(J. Ganesan)
Director Secondary Education
Haryana, Panchkula

#### Endst. No.: Even

Dated, Panchkula the 02.09.2020

A copy of this order is forwarded to following for necessary information and further necessary action thereon:

- 1. District Education Officers Panchkula/Gurugram/Rewari.
- 2. Sh. Deshraj, PGT Hindi, GSSS Mohammadpur Jharsa (Gurugram), R/o Village Palra (Gurugram).
- Smt. Sunita, PGT Economics, GSSS Dhawana (Rewari) R/o Village Dhawana (Rewari).
- Sh. Vijay Kumar, PGT Hindi, GSSS Dhawana (Rewari) R/o VPO Nimoth (Rewari).
- Sh. Satish Kumar, PGT Sanskrit, GSSS Dhawana (Rewari) R/o Village Bohka, P.O. Dhani Kolana (Rewari).
- Sh. Mahendra Singh, PGT Commerce, GGSSS Bhim Nagar (Gurugram), R/o H.No. E-4, Palam Vihar Extn. Gurugram.
- Smt. Vandana, PGT Chemistry, GSSS Kadipur (Gurugram)
   R/o H.No. 639, Sector-10, Gurugram.
- 8. Smt. Anita Kataria, PGT English, GSSS Kadipur (Gurugram) R/o H.No. 399, Sec-9, Gurugram.
- Smt. Kavita Devio, PGT Hindi, GSSS Kadipur (Gurugram), R/o VPO Mankawas. Distt. Charkhi Dadri.
- Smt. Manju Yadav, PGT Commerce, GSSS Kadipur (Gurugram), R/o H.No. 06, Sec-10, Gurugram.

 Sint. Suman Devi, PGT Psychology, GSSS Kadipur (Gurugram), R/o VPO Mehrana, Distt. Jhajjar.

12. Smt. Minakshi Yadav, PGT Hindi, GSSS Kadipur (Gurugram) R/o

VPO Hayatpur, Distt. Gurugram.

 Smt. Kanta Yadav, PGT English, GSSS Khandsa (Gurugram) R/o VPO Jamalpur, Distt. Gurugram.

 Smt. Dayawanti, PGT Hindi, GSSS Kadipur (Gurugram) R/o VPO Garhi Harsaru, Distt. Gurugram.

Sh. Sandeep Vashist, PGT Math, GSSS Kadipur (Gurugram) R/o
 H.No. 579, Sec-9 A, Gurugram.

 Smt. Chaynika, PGT Commerce, GSSS Kadipur (Gurugram) R/o H.No. 865, Chawla Colony, Ballabhgarh (Faridabad).

Smt. Amita Thakral, PGT Physics, GSSS Kadipur (Gurugram) R/o
 H.No. 1571, Sec-7 Ext. Gurugram.

18 Smt. Shallu Yadav, PGT Physics, GSSS Kadipur (Gurugram) R/o H.No. 382, Sec-9 A, Gurugram.

 Smt. Manjeet Kumar, PGT English, GSSS Rajjipur (Panchkula) R/o H.No. 2179, Sec-19 C, Chandigarh.

Smt. Harneet, PGT Home Science, GSSS Rajjipur (Panchkula) R/o
 H.No. 728/12, Ram Nagar, Gali No. 1 Thanesar, Kurukshetra.

21. IT call

Dy. Superintendent PGT-II for Director Secondary Education Haryana, Panchkula

# OFFICE OF THE DIRECTOR SECONDARY EDUCATION HARYANA, PANCHKULA ORDER

ORDER NO.13/211-2019 PGT-II(6)

DATED, PANCHKULA, THE 28,08,2020

Whereas, Ms. Sushma Rani has filed the CWP No. 22413 of 2019 before the Hon'ble Punjab & Haryana High Court, Chandigarh praying therein for the issuance of a writ in the nature of mandamus, any other order or direction to the respondents to correct the zoning of government Senior Secondary School, Bhiwani Khera, (2352) (Kurukshetra), where the petitioner is presently posted, from Zone 1 to Zone 2 for the purpose of teacher's transfer. It has been further prayed to restrain the respondents from transferring the petitioner from the present place of posting, during the pendency of the present writ petition or to issue a writ, order or direction which this Hon'ble court may deem fit in the facts and circumstances of the case.

The petition was disposed of on 22.08.2019 and the operative part of the order is reproduced here as under:

"On asking of Court, Mr. Kiran Pal Singh, Assistant Advocate General, Haryana, accepts notice on behalf of respondents. Mr. Namit Kumar, learned counsel appearing on behalf of petitioner submits that since the petitioner has been transferred yesterday i.e. On 21.08.2019 and at this stage, would be satisfied if a direction is issued to respondent No.2 to consider and decide representation dated 19.07.2019 (Annexure P-5) within some specified time.

In view of statement made by learned counsel for the petitioner and without going into merit of case or commenting thereon, present writ petition is disposed of with a direction to respondent No.2 to decide the representation



dated 19.07.2019 (Annexure P-5) after affording the opportunity of hearing to the petitioner by passing a well-reasoned and speaking order within a period of two weeks' from the date of receipt of certified copy of this order.

In case, representation is not decided within aforementioned specified time, there shall be costs of Rs.50,000/- to be paid by the concerned officer to the petitioner".

The Government of Haryana has framed Teachers Transfer Policy dated 29.06.2016 and the same was amended on 01.06.2017. Thereupon, transfers were made under this amended policy of 2017 to ensure equitable, demand based distribution of teachers/heads to protect academic interests of students and optimize job satisfaction amongst its employees in a fair and transparent manner. Under this policy all government schools have been categorized into seven zones for the purpose of transfer of teachers and the teacher is eligible to opt any number of schools across the zone available to him/her, across the district in the state. He/she is free to give preferences in order of his/her suitability. That for the purpose of transfer drive teachers who have already completed a period of 1 year service in a particular zone may seek transfer to some other station, on the other hand following categories of teachers have been asked to participate in transfer drive compulsorily:

- a. A post of any cadre held by a teacher previously or presently in the school education department in a regular capacity for a period of 5 years or more on the qualifying date in present zone of posting, shall be taken as a deemed vacancy and such teacher shall compulsorily participate in the transfer drive.
- b. Teachers declared surplus from a station as a part of rationalization shall also compulsorily in the transfer drive.
- c. Teachers who have been given temporary manual posting previously due to non-availability of online transfer drive or

technical problem or compulsion of administrative or litigational nature.

Whereas in compliance of the above directions of the Hon'ble High Court the case of the petitioner has been examined and it was found that some zones in some district were given insignificant number of schools to the extent of making such zones nearly non-existent zones, which limited the teacher's choice in some zones unreasonably. In view of which suggestions were invited from the stakeholders for redefining of the zones and after consideration of suggestions the zones have been redefined in term of note 4 of para 4 of the Teacher's transfer Policy and notification to that effect was issued on 23.06.2017.

In order to address any further grievance of the petitioner, the undersigned had accorded an opportunity of personal hearing to the petitioner on 26.06.2020 but the petitioner did not appear for the personal hearing and thereupon another opportunity was granted to the petitioner for personal hearing on 17.07.2020. But even then the petitioner failed to appear for personal hearing on both the dates and the grievance of the petitioner has already been examined and is found devoid of any merits.

In view of the position explained above, it is clear that the petitioner has been rightly transferred as per the provision of the Teachers Transfer Policy, 2016 (as amended on 01.06.2017) and there is no substance in the representation of the petitioner and the same is liable to be dismissed, being devoid of any merits.

I order accordingly.

J. GANESAN DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA

REGD.

Sushma Rani W/O Sh. Sahib Chand, R/O 660/5, Mohan Nagar, Kurukshetra, Haryana

#### ENDST. NO. EVEN

A copy is forwarded to the following for information and necessary action:-

- 1. District Education Officer, Kuruksherta
- 2. Headmaster, Govt. High School, Sirsama, Kurukshreta 3. IT Cell.

DY. SUPERINTENDENT PGT-II for DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA



GOVERNMENT OF HARYANA/हरियाणा सरकार

## Directorate of Secondary Education । माध्यमिक शिक्षा निदेशालय

शिक्षा, संस्कृति एवं विकास
Education, Culture and Development
School Education, Haryana
विद्यालय शिक्षा, विरयाणा

तमसो मा ज्योतिर्गमय Lead me from Darkness to Light

Off.: Shiksha Sadan, Sector 5, Panchkula, Haryana134109(India) - Tel: 91(0172)-2560246 Fax: 91(0172)-2560253 कार्यालयः रिह्मा सदन, सैक्टर 5 पंचकुला—134109 (मारत) दूरमाष : 91 (0172) 2560246 फैक्स: 91 (0172) 2560253 e-mail: edusecondaryhry@gmail.com - site: www.schooleducationharyana.gov.in

#### ORDER

No. 23/65-2020 HRME-II (2)

Dated, Panchkula, the 28.08.2020

As per provision contained in Haryana Govt. Finance Department instructions No. 1/20/16 (ACP)-5PR(FD) dated 28.10.2016 of Haryana Civil Services (ACP) Rules 2016 Smt. Kiran Kumari, Clerk, O/o DEO, Jhajjar is hereby granted 1st ACP in ACPL-04 Scheduled-I Part-II HCS ACPL Pay Matrix Rules, 2016 w.e.f. 01.05.2020 after completion of 08 years of regular satisfactory service.

# SATINDER SIWATCH JOINT DIRECTOR ADMN-I O/o DIRECTOR SECONDARY EDUCATION HARYANA, PANCHKULA

Endst. No. Even

Dated Panchkula, the 01.09.2020

A copy is forwarded to the following for information and necessary action:-

1. Accountant General (A&E) Haryana, Chandigarh.

2. The District Education Officer, Jhajjar w.r.t. their letter No. E-III-20/363 dated 16.06.2020. The service book and personal file of the official are returned herewith.

Treasury officer concerned.

4. 8mt. Kiran Kumari, Clerk, O/o DEO, Jhajjar.

5. IT Cell.

Dy. SUPERINTENDENT HRME-II for DIRECTOR SECONDARY EDUCATION HARYANA, PANCHKULA



