



Himachal Pradesh State Electricity Board Limited (A State Govt.undertaking)

Registered Office	Vidyut Bhawan, HPSEB, Shimla-4 (HP)
(CIN) Number	U40109HP2009SGC031255
GST No.	HPSEBL 02 AACCH4894EHZB
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"ORDER"

WHEREAS, the petitioner namely **Sh. Rahul Kumar** son of **Sh. Kartar Singh** presently working as **Jr. Helper (HM) (Regular)** in **Khauli Power House Division Darini** at **Shahpur** has been transferred to **Bassi Power House Division, Jogindernagar** had filed a **CWP No.5127 of 2021** in the Hon'ble High Court of HP Shimla and the aforesaid CWP came up for hearing before the Hon'ble High Court of HP Shimla on **30-09-2021** when the following order passed:-

1. **"(i) That the impugned Annexure-P3, date 1st September, 2021, issued by respondent No 3, may kindly be quashed and set aside.
(ii) That respondent No. 1 to 3 kindly be directed to permit the petitioner to discharge his duties as Junior Helper (HM) at Khauli, Power House Division Shahpur (darini), District Kangra."**
2. **Respondents No 1 to 3 have filed reply to the petition.**
3. **On instructions, Mr. Lakshay Thakur, learned Counsel for the respondents submits that the respondents are accommodating the petitioner at Gaj Power House.**
4. **The proposal is acceptable to the petitioner.**
5. **The instant petition is disposed of with the direction to the respondents to transfer/adjust the petitioner at Gaj Power House within a period of two weeks. Consequently, earlier order of transfer dated 01-09-2021 (Annexure P-3) is quashed and set aside.**

AND WHEREAS, pursuant to above orders dated 30-09-2021, the petitioner was under direction to produce certified copy of the orders before the respondent/competent authority to adjust him at **Gaj Power House Division, Darini** at **Shahpur** and pass appropriate orders within two weeks from today.

AND WHEREAS, as per R&P Rules applicable, the post of **Jr. Helper (HM)** is a Circle cadre post and the cadre/seniority of **Jr. Helper (HM)** is maintained at Circle level, as such, **Jr. Helper (HM)** can not be transferred out of his Circle. Moreover, the post of **Jr. Helper (HM)** is filled up 100% by direct recruitment, as such, model roster of reservation is also affected in a particular Circle, if transfer of the incumbent (**Jr. Helper (HM)**) from one Circle to another Circle of the HPSEBL is considered. The adjustment of the above petitioner from **Bassi Power House Division, Jogindernagar** under **Generation Circle Palampur** to **Gaj Power House Division, Gharoh** under **Generation Circle Palampur** i.e. within Circle and no seniority dispute.

IT Cdr HPSEBL V.B. Shimla-4

DR. REBAST (T-4)

DR. REBAST (T-4)

APPROPRIATE

21/11
Sr. Asst.

NOW THEREFORE, the undersigned has gone through the contents of the application/ representation (**Annexure A-1**) vide which it appears that the petitioner is working as Jr. Helper (HM) in Khauli Power House Division, Darini at Shahpur w.e.f. 06-10-2017 i.e. the date of his initial appointment in the Board and now regularized w.e.f. 01-04-2021 and his cadre/seniority is maintained by the Generation Circle, Palampur and has been transferred to Bassi Power House Division, Jogindernagar under Generation Circle Palampur i.e. is within Circle vice Sh. Yash Pal, Jr. Helper (HM) & vice-versa vide O/o No-181 dated 01-09-2021. The petitioner is holding the post of Jr. Helper (HM) under Khauli Power House Division, Darini at Shahpur and as per R&P Rules applicable the post of Jr. Helper (HM) is a Circle Level Cadre and he can not be considered for his posting out of the said Circle. **However**, the petitioner is holding the post of Jr. Helper (HM) is under orders of transfer from Khauli Power House Division, Darini at Shahpur to Bassi Power House Division, Jogindernagar is hereby adjusted at Gaj Power House Division, Gharoh, within the same Circle against vacancy without TTA/JT with immediate effect.

(Manoj Kumar (HAS))
Executive Director (Pers.),
HPSEBL, Vidyut Bhawan,
Shimla-171004
18/10/21

Registered:

Sh. Rahul Kumar s/o Sh. Kartar Singh,
Resident of village-Drabla, PO-Ohera,
Teh-Salooni, Distt. Chamba (HP)

No.HPSEBL (SECTT) FTE-2/321-6(CWP No.5127/2021)/2021-47836-36 19/10/21

Copy forwarded to the following for favour of information and necessary action please:-

- (1) The Chief Engineer (Gen.) HPSEBL, Sundernagar.
- (2) The Superintending Engineer (Gen.) Circle, HPSEBL, Palampur.
- (3) The Superintending Engineer (IT-Cell) in Board's Sectt. Shimla for uploading the same on the website of HPSEBL.
- (4) The Resident Engineer, Khauli Power House Division, Darini at Shahpur. It is the responsibility of the concerned RE that the above petitioner may be informed accordingly.
- (5) The Resident Engineer, Bassi Power House Division, HPSEBL, Jogindernagar.
- (6) The Resident Engineer, Gaj Power House Division, HPSEBL, Gharoh.
- (7) The PS/APS to the ED (Pers.) in Board's Sectt. Shimla-4.
- (8) Sh. Lakshay Thakur, Advocate, SC-Cum-LA of HPSEBL office of Hotel Dimplomate Complex Top Floor Lakkar Bazar, Shimla-1 w.r.t.above please.
- (9) Guard file/office order's file.

Executive Director (Pers.),
HPSEBL, Vidyut Bhawan,
Shimla-171004
18/10/21