

	HIMACHAL PRADESH STATE ELECTRICITY BOARD LIMITED (A state Government Undertaking) Registered Office: Vidyut Bhawan, HPSEBLtd.Shimla-171004 (H.P). Number (CIN): U40109HP2009SGC031255, GST No. HPSEBL02 AACCH4894EH2B Phone No: 0177-2803600, 280 1675 (Office), 2658984(Fax.) website: www.hpseb.com E-mail: cmd@hpseb.in and: directorfa@hpseb.in
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"ORDER"

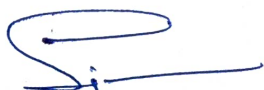
WHEREAS the petitioner namely Sh. Surender Kumar S/O Sh. Gulab Singh R/O Village Chalah P.O. Gutkar, Tehsil Balh, District Mandi HP presently working as Assistant Engineer (Civil/Mechanical) at Civil Mte. S/Division No. II, HPSEBL, Bhabanagar District Kinnaur HP has filed a CWP No. 11635 of 2026 before the Hon'ble High Court of HP praying inter-alia therein for the following reliefs:-

1. **A writ of certiorari may kindly be issued to quash and set-aside order dated 24.06.2026 (Annexure P-6) in the interest of justice.**
2. **A writ of mandamus may kindly be issued directing the respondents to transfer the petitioner from the present place of posting to a softer station keeping in view the medical condition of the petitioner in the interest of justice etc.**

AND WHEREAS the Civil Writ Petition aforesaid came up for hearing before the Hon'ble High Court of HP at Shimla on 06.08.2026 on which date, the Hon'ble Court has been pleased to dispose of the petition with the following orders/directions:-

6. **In the light of the fact that the contention of the petitioner, as has been urged by the learned counsel for the petitioner, is that on account of his hearing impairment, he is having an issue while serving at the present station because of the altitude, etc., this petition is disposed of with the direction that the petitioner be transferred by the respondent-Board to a nontribal area, but, it is clarified that the place at which the petitioner is to be posted/appointed by way of transfer shall be at the discretion of the Board and the Board, of course, will see its administrative convenience while ordering the transfer of the petitioner. Needful be done within four weeks from today."**

As such keeping in view the averments made by the petitioner in his Civil Writ Petition as well as the directions dated 06-08-2026 passed by the Hon'ble High Court of



HP in CWP No. 11635 of 2026 the competent authority of the HPSEB Ltd. proceeds to decide the representation of the Petitioner as follows: -

1. The petitioner has averred that he is a person with 40% permanent hearing impairment and was appointed as Junior Engineer (Mechanical) under the PWD quota vide Office Order dated 31.03.2012, and joined at Maintenance Division, HPSEBL, Shimla on 06.04.2012. He was subsequently promoted as Assistant Engineer (C/M) on 31.08.2020 and posted in the office of the Chief Engineer (OP) South, HPSEBL, Shimla. It has further been stated that the petitioner was placed under suspension vide order dated 06.12.2025, which was subsequently revoked by the Disciplinary Authority on 18.02.2026, and thereafter, vide Office Order dated 25.02.2026, he was posted/transferred to Civil Maintenance Sub-Division No. II, HPSEBL, Bhabanagar, under Civil Maintenance Division, HPSEBL, Bhabanagar. The petitioner has further submitted that, on account of his 40% permanent hearing impairment, he is facing difficulty in managing his day-to-day affairs independently at the present station. It has also been contended that the high-altitude and harsh climatic conditions prevailing at the present place of posting are adversely affecting his health and may aggravate his hearing impairment. On these grounds, he sought transfer to a comparatively softer station on medical and disability grounds. It has further been stated that the petitioner had earlier approached the Hon'ble High Court by way of a writ petition seeking transfer from his present place of posting to a softer station. The said petition was disposed of vide judgment dated 14.05.2026, whereby HPSEBL was directed to consider and decide the petitioner's representation dated 17.03.2026 within the stipulated period. In compliance thereof, HPSEBL considered the said representation and rejected the same vide order dated 24.06.2026, primarily on the ground that the petitioner had not completed the prescribed normal tenure of two winters and three summers at his present place of posting. Aggrieved by the aforesaid order dated 24.06.2026, the petitioner has filed the present writ petition, contending that his representation dated 17.03.2026 specifically disclosed his 40% permanent hearing impairment and sought transfer to a softer station on medical grounds, but the same was rejected mechanically without duly considering his disability and the medical difficulties allegedly arising from the climatic conditions at the present station. The petitioner has also averred that he has been diagnosed with Severe Sensorineural Hearing Loss and has expressed an apprehension that continued posting at the present station, owing to its harsh



environmental and climatic conditions, may further deteriorate his hearing condition and could ultimately result in irreversible or total hearing loss. On this basis, the petitioner has sought his transfer to a comparatively softer station on medical and disability grounds.

2. The representative of the concerned administrative section was also heard and it was stated by him that the petitioner earlier filed a Civil Writ Petition No. 7517 of 2026 titled as Surender Kumar Vs HPSEB Ltd. against his transfer order dated 25-02-2026. Which was disposed of by the Hon'ble High Court of HP with the directions to the competent authority of the HPSEB Ltd. to consider and decide the representation of the petitioner dated. In compliance with the directions dated 14-05-2026 passed by the Hon'ble High Court of HP in the aforesaid petition, the representation of the petitioner was considered and decided by the HPSEB Ltd. vide order dated 24-06-2026 and this rejection order was again challenged by the petitioner in the present case. The present petition has been disposed of by the Hon'ble High Court of HP by placing reliance on the provisions of the contained in Para No. 5 of the Transfer Policy with the directions to the HPSEB Ltd. that the petitioner be transferred by the respondent-Board to a non-tribal area, but, it is clarified that the place at which the petitioner is to be posted/appointed by way of transfer shall be at the discretion of the Board and the Board, of course, will see its administrative convenience while ordering the transfer of the petitioner. The representative of the concerned administrative section has further stated that keeping in view the directions dated 06-08-2026 issued by the Hon'ble High Court of HP, the petitioner herein can be suitably transferred and adjusted in the O/o Chief Engineer (Generation), HPSEB Ltd. Sundernagar against vacancy.

As such keeping in view the facts and circumstances of the case at hand and the directions dated 06-08-2026 issued by the Hon'ble High Court of HP the request of the petitioner is duly considered. Accordingly, the petitioner herein is ordered to be transferred from Civil Maintenance, Sub-Division No.-II, HPSEB Ltd. Bhabanagar to the office of Chief Engineer, (Generation), HPSEB Ltd., Sundernagar against vacancy. The petitioner shall not be entitled for TTA/JT.

By order and on behalf of HPSEB Ltd.


 Deputy Secretary (GE),
 HPSEB Ltd., Shimla-4.

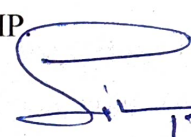
Registered/Speed post:

Sh. Surender Kumar S/o Sh. Gulab Singh R/o Village Chalah, P.O. Gutkar, Tehsil Balh, District Mandi HP presently working as Assistant Engineer (Civil/Mechanical) at Civil Construction Sub-Division No. II, HPSEBL, Bhabanagar, District Kinnaur HP.

No. HPSEBL (Sectt.)/GE/102-37/CWP No. 11635 of 2026/2026:- **32955-969** Dated:- **17/8/2026**

Copy forwarded for information and necessary action to:-

1. The Chief Engineer (Generation) HPSEBL, Sundernagar H.P.
2. The Chief Account Officer, HPSEB Ltd. Shimla HP
3. The Superintending Engineer(Generation HPSEBL, Bhabanagar.
4. The Sr. Executive Engineer, Civil Mtc., Division, HPSEB Ltd. Bhabanagar.
5. Sr PS/APS to Chariman/MD/Directors/ ED(Pers.) Vidyut Bhawan HPSEB Ltd. Shimla4.
6. Sh. Ravinder Thakur Advocate, HP High Court Shimla HP
7. Guard file.


Deputy Secretary (GE),
HPSEB Ltd., Shimla-4.