

Government of Himachal Pradesh  
Public Works Department

No. PBW-A-E (1)-25-2024 Dated, Shimla-2, the

2-05-2024

**ORDER**

**WHEREAS**, Sh. Sanjay Kumar, Assistant Engineer (Civil), was transferred from HPPWD Sub Division, Sach-II to Sub Division, Nakrot vice Sh. Sunil Kumar Sharma & vice versa vide notification No. PBW-A-B(6)-6/2022 dated 02.02.2024;

**WHEREAS**, feeling aggrieved with his transfer order, Shri Sanjay Kumar, Assistant Engineer filed CWP No. 1009/2024 titled as Sanjay Kumar Vs. State of HP and Ors which was disposed by the Hon'ble HP High Court on 08.04.2024 with the following directions:-

**"After making his submission for some time, learned Counsel for the petitioner prays for and is permitted to withdraw this petition, but with liberty to approach the appropriate authority for his adjustment at some other station.**

**2. In the event of any such representation being filed by the petitioner to the competent authority, then, the same shall be decided as expeditiously as possible and preferably within a period of two weeks, as from the date of the receipt thereof. Till then, the petitioner shall not be forced to join the station, where, he stands transferred and he may be given liberty to avail kind of leave due to him. Pending miscellaneous application(s), if any also stand disposed of accordingly"**

**WHEREAS**, in compliance to the orders passed by the Hon'ble High Court, the applicant made representation on 10.04.2024 whereby he has indicated five stations of his choice for adjustment i.e. HPPWD Sub Division Sach-II, HPPWD Sub Division Killar, HPPWD Sub Division Udaipur Lahaul, HPPWD Sub Division Keylong, HPPWD Sub Division Bhunter;

**WHEREAS**, before deciding the matter, applicant was afforded an opportunity of being heard on 30.04.2024 when the applicant appeared in person and stated that he has been transferred within a short tenure and requested either to cancel his transfer order or to adjust him against choice of stations given by him keeping in view his adverse family circumstances;

**AND WHEREAS**, it has been found that Sh. Sunil Kumar Sharma, Assistant Engineer (Civil) had joined at HPPWD Sub Division Sach-II on 03.02.2024 and presently both the officers are continuing at same station i.e. HPPWD Sub Division, Sach-II. Further, there is no vacant post available at the choice of stations given by the applicant and incumbents posted there are having short stay and as such no one can be shifted/transferred. However, during the personal hearing petitioner was informed about vacant posts available against which he can be adjusted but he was insisting either to cancel his transfer order or to post him at one of the places of choice given by him in his representation;

**WHEREAS**, it has been gathered that during the entire service period applicant remained posted under Killar Division and still insisting to continue at HPPWD Sub Division Sach-II under Killar Division, hence there appears no logic/justification to permit him to

continue at HPPWD Sub Division Sach-II especially keeping in view the fact that he is holding Class-I post and can be posted anywhere in the State in public interest;

**NOW THEREFORE**, representation of Sh. Sanjay Kumar, Assistant Engineer (Civil) is disposed of with direction to the applicant to join his duties at HPPWD Sub Division Nakrot immediately in compliance of the order issued on 02.02.2024 and submit charge assumption report within 10 days from issuance of these orders.

*Agree*  
(Dr. Amandeep Garg)  
**Principal Secretary (PW) to the  
Government of Himachal Pradesh.**

**REGISTERED**

Shri Sanjay Kumar, Assistant Engineer (Civil)  
HPPWD Sub Division Sach-II, Division Killar.  
District Chamba, HP.

Endst. No. As Above      Dated, Shimla-2, the

2-05-2024

Copy for information and necessary action is forwarded to:

1. The Engineer-in-Chief, H.P. PWD, Nirman Bhawan, Shimla
2. The Executive Engineer, HPPWD Killar
3. The Executive Engineer, HPPED Tissa.

*Noted*  
(Surjeet Singh Rathore)  
**Joint Secretary (PW) to the  
Government of Himachal Pradesh**