

Government of Hiamachal Pradesh  
Department of Public Works

No. PBW-A-B(6)-25/18 Dated, Shimla-2, the 4<sup>th</sup> October, 2018

**NOTIFICATION**

The Governor, Himachal Pradesh is pleased to order the transfer/posting of Sh.Gaurav Dhiman, Assistant Engineer (Civil), HPPWD Sub-Division, Nankhari to HP,PWD Sub-Division, Balakrupi against vacancy without TTA/JT with immediate effect in the public interest.


By Order

Manisha Nanda  
Addl. Chief Secretary (PW) to the  
Government of Himachal Pradesh  
4<sup>th</sup> October, 2018

Endst. No. As above. Dated: Shimla-2, the

Copy for information and necessary action to:-

1. The Accountant General, HP, Shimla-171003.
2. The Engineer-in-Chief, HP,PWD, Nigam Vihar, Shimla-171002.
3. The Controller, Printing and Stationery, HP Shimla-5 with a request to publish above notification in Rajpatra.
4. All the Chief Engineers, HPPWD.
5. The Superintending Engineer (Civil), HP,PWD, Circle, Rampur/ Palampur.
6. The Exeucutive Engineer, HPPWD Division, Rampur/Jaisinghpur.
7. Sh.Gaurav Dhiman, AE (C), HPPWD S/D Nankhari.
8. The Nodal Officer (IT) O/o ENC for uploading this notification on official website of HPPWD.

  
(D.C.Negi)  
Special Secretary (PW) to the  
Government of Himachal Pradesh

Government of Himachal Pradesh  
Department of Public Works  
Section-A

File No.PBW-A-E(1)-93/2018

Dated: Shimla-2, the

4<sup>th</sup> October, 2018

**ORDER**

**Whereas**, Sh.Vineet Kumar, Assistant Engineer (Civil), Sub-Division, HP.PWD Balakrupi, Distt. Kangra was transferred to Sub-Division, HP,PWD Baijnath vice Sh.Biri Singh, Assistant Engineer (Civil) and vice versa vide this department notification No.PBW-A-B(6)-2/2018 on 31.7.2018 with the prior approval of Competent Authority. In compliance to Govt. order, Sh.Vineet Kumar, had joined as Assistant Engineer, Sub-Division, HPPWD Baijnath on 2.8.18 whereas Sh Biri Singh, AE instead of joining at Sub-Division, HPPWD Balakrupi, had filed an OA No.4651/2018 in the Ld. Tribunal on the following grounds:-

- (i) , that he has been transferred on the basis of UO note;
- (ii) he has left 02 years for retirement
- (iii) he met with an accident and got fracture while performing duty and had prayed for cancellation of his transfer order.

The said OA was finally disposed of by Ld. Tribunal vide its order dated 7.8.2018 and operative portion of the order is as under:-

**PARA-4:-** In the facts and circumstances and interest of justice, the OA is disposed of with the stipulation that subject to the applicant making a detailed representation, supported by documents, taking all the grounds as set up in the OA with a request for cancellation of the transfer in the first instance or suitable adjustment against an existing/likely vacancy, to respondent No.2, E-in-C, HPPWD within a week from today, who shall consider and decide the same in accordance with law, sympathetically and the transfer policy framed by the State Govt. by 31<sup>st</sup> August, 2018 after affording an opportunity of being heard to the applicant as well as private respondent No.4.

**PARA-5:-** However, in the meanwhile, in case, the applicant has not already been relieved as on 6.8.18, further action in that regard shall be deferred till decision of the representation.

Although, the direction had been issued to the respondent No.2 i.e. Engineer-in-Chief, HPPWD, Shimla to decide the representation of the applicant but since, the transfer order had been issued by the Govt., therefore, certified copy of the judgment alongwith representation of the applicant was forwarded to the undersigned to decide the matter.

As per direction passed by the Ld. Tribunal, the applicant as well as respondent No.4 was given personal hearing on 4.10.2018 at 3.00 PM. During the course of hearing, the applicant has requested that either his transfer order may be cancelled or he may kindly be adjusted as AE (D), HPPWD Circle, Palampur against vacancy. Whereas respondent No.4, has intimated that he has joined in HPPWD S/D Baijnath on 3.8.18 in compliance to Govt. order.

The undersigned has gone through the record of the case as well as submissions made by the applicant during the course of the hearing. Since, the respondent No.4 has already joined in Sub-Division, HPPWD Baijnath on 3.8.18, therefore, it is not feasible to cancel the transfer order of the applicant. Since, the applicant has made request that he may kindly be adjusted as AE (D), HPPWD, Circle, Palampur against vacancy, therefore, it has been considered appropriate to adjust him as AE (D), HPPWD Circle, Palampur against vacancy.

**Now therefore**, in the light of above discussion, Sh.Biri Singh, Assistant Engineer u/t from Sub-Division, HP,PWD Baijnath to Sub-Division, Balakrupi, is hereby adjusted as AE (D), HPPWD Circle, Palampur against vacancy with the direction to join his duty at new place of posting within 03 days positively, failing which, action will be taken as per rules.

*Manisha Nanda*  
(Manisha Nanda) 4.10.18.

Addl. Chief Secretary (PW) to the  
Government of Himachal Pradesh

4th October, 2018

Endst.No. As above Dated: Shimla-2, the  
Copy for information and necessary action to:-

1. The Accountant General, HP, Shimla-171003.
2. The Engineer-in-Chief, HP,PWD, Nigam Vihar, Shimla-171002.
3. The Controller, Printing and Stationery, HP Shimla-5 with a request to publish above notification in Rajpatra.
4. The Chief Engineer (KZ), HP,PWD, Dharmashala.
5. The Superintending Engineer, HPPWD, Circle, Nurpur/Palampur.
6. The Executive Engineer (Civil), HPPWD Division, Baijnath/Jaisinghpur.
7. Sh.Biri Singh, AE(C), HPPWD Sub-Division, Baijnath.
8. Sh.Vineet Kumar, AE (C), HPPWD Sub-Division, Baijnath.
9. The Nodal Officer o/o E-in-c, HP, PWD Shimla for uploading the order in official website.

*D.C.Negi*  
(D.C.Negi)

Special Secretary (PW) to the  
Government of Himachal Pradesh