



**GOVERNMENT OF JAMMU AND KASHMIR
SCHOOL EDUCATION DEPARTMENT,
CIVIL SECRETARIAT JAMMU/KASHMIR**

Subject: SWP No: 2390/2015 titled Salma Sultana V/S State and others.

Government Order No: 25 - Edu of 2016

D a t e d: 29 - 01 - 2016

Whereas, the petitioner approached the Hon'ble High Court through the above titled writ petition, praying therein for her transfer from District Kathua to District Jammu on account of her marriage;

Whereas, the Hon'ble High Court disposed of the writ petition vide judgment dated 27.08.2015, the operative portion of which is reproduced as under:-

"Viewed, thus, this petition is disposed of with a direction to the petitioner to make a representation to the competent authority and direction to the competent authority to accord consideration thereto in accordance with Rules. In order to enable petitioner to make representation, petitioner be not relieved from her present assignment for two weeks hereafter".

Whereas, her appointment as Teacher has been made in District Cadre of Kathua district based on her PRC issued by Deputy Commissioner, Kathua dated: 18.12.1996;

Whereas, the Permanent Resident Certificate (PRC) of petitioner's husband is of Kathua, issued by Deputy Commissioner, Kathua on 14.7.1994;

Whereas, her claim for inter-district transfer has been examined as per the Transfer Policy of School Education Department issued vide Government Order No: 622-Edu of 2015 dated: 22-12-2015, relevant para of which is quoted below:-

"In case of marriage, inter-cadre transfer of lady official shall be allowed provided they have served five year in their parent cadre (district/divisional) cadre. However, this would be subject to availability of vacancies and department's requirements".

Whereas, the department has also issued a circular vide No:Edu/Gen/82/2015 dated 23.10.2015 to streamline the processing of such cases;

Whereas, the inter-district transfer are being effected considering the PRC of the husband which, in the instant case, is of Kathua district;

Therefore, in light of the policy of the government, the request doesn't qualify for inter-district transfer and hence rejected.

By Order of the Government of Jammu and Kashmir.

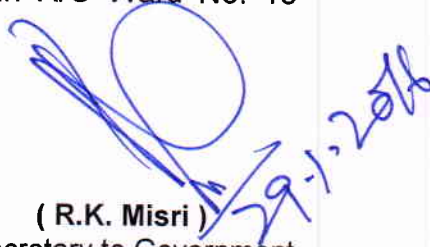
Sd/-
(Shaleen Kabra)
Commissioner/Secretary to Government
School Education Department

No: Edu/Legal/J/Misc/429/2015

Dated: 29 -01-2016

Copy to the:-

1. Director School Education, Jammu for necessary action.
2. Chief Education Officer, Kathua for information and necessary action.
3. Pvt. Secretary to Commissioner/Secretary to Government, School Education Department for information of Commissioner/Secretary.
4. Smt. Salma Sultana W/O Sh. Zeeshan Ahmed Chauhan R/O Ward No. 13 Tehsil Kathua District Kathua.
5. Incharge Website
6. Govt. Order file (w.3.s.c)
7. Stock file.


(R.K. Misri)
Under Secretary to Government
School Education Department