

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL
Writ Petition (S/S) No. 620 of 2014

Teg Singh Pokhriyal

... Petitioner

Vs

State of Uttarakhand & others

... Respondents

Mr. H.M. Raturi, Advocate, present for the petitioner.

Mr. N.P. Sah, Standing Counsel, present for the State of Uttarakhand.

Hon'ble Sudhanshu Dhulia, J. (Oral)

1. The petitioner was a Head Master in Government Primary School and is presently working as Block Coordinator in Block Resource Centre in District Uttarkashi. By the impugned order dated 05.04.2014 he has been asked to join his duties at Higher Secondary School, Block Mori Distirct Uttarkashi. It is this order which is under challenged in the present writ petition.

2. This order, according to the petitioner, is without jurisdiction. On the last occasion, learned Standing Counsel for the State granted time to seek instruction in the matter. Learned Standing Counsel has apprised this Court that the impugned order dated 05.04.2014 has been passed in pursuance of the order dated 24.03.2014 by the District Education Officer whereby such teachers, who are working as Block Coordinator, have been asked to handover the charge and report to their nearby schools. This order has been passed in pursuance to that order.

3. Another contention of the counsel for the petitioner is that, now another teacher will be brought in his place. Therefore, it is an arbitrariness action on the part of the State Government. This contention of the

learned counsel for the petitioner is highly misconceived, inasmuch as, the lien of the petitioner is only on the post of a teacher or Head Master. He has no lien on the post of Block Coordinator as has been argued. Moreover, now under the new scheme, the State Government is to make appointments under a method by which vacancies shall be advertised and thereafter eligible candidate, which may include the petitioner, who can apply and thereafter selection to the Block Coordinator would be made.

4. The petitioner in any case has no lien on the Block Resource Coordinator, Uttarkashi. He has lien only as a Head Master in Primary School. Moreover, this Court has been apprised that henceforth the State Government shall appoint Block Coordinators in accordance with the Government Order in which a policy has been laid down.

5. In view thereof, there is no ground to interfere in the matter. The writ petition is dismissed in-limine.

(Sudhanshu Dhulia, J.)

30.04.2014

ASWAL