

No.Fin(C)-B(15)-13/2010
Government of Himachal Pradesh
Finance (Regulations) Department

To

✓ All the Administrative Secretaries to the
Government of Himachal Pradesh.

Dated, Shimla-171002,

08-9-2014.

Subject:

Filing of appeal in the cases involving huge financial implication
on State Exchequer.

Sir,


I am directed to refer to the subject noted above and to say that
the proviso to Rule 39 of the Rule of Business of the government of Himachal
Pradesh, 1971 provides as under(as amended on 11/9/2012):-

"Provided that in the service matters having financial implications,
the administrative department can file appeal in consultation
with the Law Department without consulting the Finance and
Personnel Departments. However, after having consulted the Law
Department, if the Administrative Department intends not to file
appeal, in such cases the opinions of Finance Department, and
Department of Personnel shall be mandatory."

From the perusal of the above provision it is clear that only those
cases pertaining to service matters in which the AD intends not to file any appeal after
having consultations with the Law Department are required to be sent to the FD and
DOP for opinion. However, the cases in which the AD decided to file an appeal before
the appropriate Court, such cases need not to be sent to FD.

The Administrative Departments are advised to process the cases
further accordingly in the light of above provisions of the Rule of Business of the
government of Himachal Pradesh, 1971.

Yours Faithfully,


Special Secretary(Fin) to the
Government of Himachal Pradesh.

2