

No:EDN-H(III)B(6)CWP No.9692 of 2025- Parminder Kaur
Directorate of School Education,
Himachal Pradesh Lal Pani Shimla-01.

Dated Shimla-171001 the.

August, 2025

ORDER

In the matter of: CWP No. 9692/2025 titled as Parminder Kaur & Ors. vs. State of HP and others.

Whereas, the petitioners, Parminder Kaur and others have filed Civil Writ Petition No. 9692/2025 in the Hon'ble High Court with the following relief:-

- "(i) That writ of mandamus may kindly be issued directing the respondent department to treat the petitioners as contractual Punjabi Language Teachers from their initial date(s) of appointment i.e. 2010, 2011 & 2012 in terms of Recruitment & Promotion Rules, 2007, dated 09.10.2007 (Annexure P-2) with all consequential benefits.*
- (ii) That writ of mandamus may kindly be issued, directing the respondent department to regularise the services of the petitioners as per regularisation policy dated 17.08.2012 (Annexure P-6) from the due date i.e. year 2016, 2017 & 2018 respectively with all consequential benefits."*

Whereas, the Hon'ble High Court of HP has decided above **CWP No. 9692/2025** on 18.06.2025. Operative part of the judgment is as under:-

2. *Learned counsel for the petitioners submitted that the petitioners would be content, in case, respondents are directed to consider and decide the representation dated 11.06.2024 (Annexure P-14) preferred by the petitioners in light of the law laid down in **Om Parkash Vs. State of H.P. & Ors², Priya Guleria & Ors. Vs. State of H.P. & Ors.³ and Abida Parveen & Anr. Vs. State of H.P. & Ors⁴**, in a time bound manner. Learned Deputy Advocate General has no objection to this prayer.*
3. *Having regard to the afore-submissions, but without examining the merits of the matter, the writ petition is disposed of by directing the respondents/competent authority to consider and decide the aforesaid representation of the petitioners, in accordance with law and in terms of aforesaid decisions, within eight weeks from today. The order so passed be communicated to the petitioners. Pending miscellaneous application(s), if any, shall also stand disposed of.*

Whereas, the Hon'ble High Court of HP has decided the CWP No. 2045/2019 titled as Abida Parveen and Anr. Vs. State of HP and ors. on 20.10.2021. Operative part of the judgment is as under:-

"Consequently, in view of the detailed discussion made herein above as well as law laid down by the Hon'ble Apex Court, present petition is allowed and respondents are directed to convert the services of the petitioners from daily period basis to contract in terms of communication dated 21.12.2018, from the due date. Having taken note of the fact that petitioners are serving the department for more than ten years, this court hopes and trusts that needful shall be done by the respondents expeditiously, preferably within a period of six weeks from today. In the aforesaid terms, present petition is disposed of alongwith pending applications, if any".

Whereas, the petitioners of CWP No. 7602 of 2010 titled as Om Prakash & ors. vs. State of HP and CWP No. 10729/2023 titled as Priya Guleria & Ors. Vs. State of H.P. were initially appointed on contract basis, prior to the amendment of R&P Rules when there was no provision to appoint a person on contract basis. Thus, in compliance to the judgment passed in aforesaid cases the petitioners were considered for deemed regularisation alongwith pay scale and other benefits from the date of their initial appointment on contract basis. However, the claim of the petitioners for considering deemed regularization from the date of their initial appointment/joining on contract basis and any other service benefits such as Seniority, increment, promotion etc. have already been withdrawn vide this department letter No. No:EDN-H(2)B(2)54/2013-CC Dated 28th March, 2025 and 17th July, 2025 under the provisions of "**The Himachal Pradesh Recruitment**

and conditions of Service of Government Employees Act, 2024" (Act No. 23 of 2025) as the services of the petitioners have been regularized after 12th December, 2003.

And whereas, in compliance to the decision passed by the Hon'ble High Court in CWP No. 9692/2025 – Parminder Kaur and others vs. State of HP and others on 18.06.2025, the service record of the petitioners has been examined and it reveals that the petitioners were initially appointed as Urdu Language Teachers and Punjabi Language Teachers on period basis during the year of 2010, 2011 and 2012 in accordance with policy framed on dated 19.10.2009. Later on, the Govt. had took a policy decision as conveyed by the Govt. vide its letter No.EDN-B-B(6)-2/2014 dated 19.12.2018 wherein it has been approved that the services of qualified period based Punjabi and Urdu Language Teachers who have fulfill the requisite qualification as per exiting R&P Rules may be taken on contract basis. Consequently, in compliance to the orders of the Govt. the services of the petitioners have been taken on contract basis during the year of 2018, 2019 and 2020 on completion their requisite qualifications, strictly in accordance the provisions of the Recruitment and Promotion Rules. Subsequently, as per Govt. instructions issued by the Department of Personnel from time to time, the services of the petitioners had been regularized.

Now, therefore, in compliance with the Hon'ble High Court's judgment dated 18.06.2025, and after a careful examining the service records of the petitioners', the claim of the petitioners for deemed regularization from the date of their initial joining on a period basis does not seems genuine as the petitioners were appointed in accordance with policy framed by the Govt. and conveyed vide letter No. शिक्षा-II (ख)6-4/2000 लूज़ dated 19.10.2009 not as per the provisions contained in the R&P Rules of respective categories. Accordingly, the representation of the petitioners is hereby considered and rejected.

This order is to be communicated to all concerned parties.

Directorate of School Education

25 AUG 2025
Director of School Education,
Himachal Pradesh, Shimla-1


Dated: Himachal Pradesh, Shimla-171001
August, 2025

Endst. No:Even

Copy forwarded for information and n/a to:

1. The District Attorney, Directorate of School Education H.P. Shimla-01 w.r.t. CWP ibid.
2. The Dy. Directors of School Education (Elementary) Kangra/Sirmour/Una.
3. The Nodal Officer, IT Cell, Dte. of School Edu. H.P. to upload the same on official website.
4. Parminder Kaur daughter of Shri Narinder Pal Singh, resident of Mohalla Guru Nanak Pura, Ward No. 7 Near Old Hospital Una (H.P.)-174303, presently working as Punjabi Language Teacher in Government Boys Senior Secondary School Una, District Una, H.P.
5. Archana wife of Shri Sanjeev Kumar, resident of Arvind Marg Near Rajindera Book Depot Una, H.P., presently working as Punjabi Language Teacher in Government Senior Secondary School (Girls) Una, District Una, H.P.
6. Meenu Sharma wife of Shri Raman Sharma, resident of House No. 121, Ward NO. 2, VPO Santokhgarh, District Una, HP presently working as Punjabi Language Teacher in Government Girs Senior Secondary School Santokhgarh, ditrict, Una, HP.
7. Gurdev Kaur, wife of Shri Jarnail Singh, resident of Village, PO Bidhuwal, Tehsil Haroli, District Una, H.P., presently workingas Punjabi Language Tacher in Government Senior Secondary School Beeton, Tehsil Haroli, District Una, HP.
8. Radha wife of Shri Raman Kumar, resident of Ward No. 04, VPO Basdehra, District Una, HP presently working as Punjabi Language Teacher in PM Shri Government Model Senior Secondary School Basdehra, District Una, H.P.
9. Seema Devi, wife of Shri Sanjay Mankotia, resident of Village & P.O. Panjavar, Tehsil Ispur, District Una, H.P., presently working as Punjabi Language Teacher in L.L.D. Government Senior Secondary School Panjavar, District Una, HP.
10. Kavita Kumari wife of Shri Ajay Kumar, resident of Village & P.O. Surajpur Uperla, Tehsil Indora, Distric Kanga, H.P., presently working as Punjabi Language Tacher in GSMSSS (Boys) Indora, District Kangra, H.P.
11. Renuka Sharma wife of Shri Surinder Pal, resident of Village & P.O. Mohtli, Tehsil Indora, District Kangra, H.P., presently working as Punjabi Language Teacher in Government Senior Secondary School Mohtli, District Kangra, HP.

12. Renu Kapoor wife of Shri Joginder Pal, resident of Village & P.O. Gangath, Tehsil Indora, District Kangra, HP presently working as Punjabi Language Teacher in Government Model Senior Secondary School Gangath, District Kangra, H.P.
13. Babita Mer wife of Shri Sushil Kumar, resident of Village Malal, P.O. bhogarwan, Tehsil Indora, District Kangra, H.P., presently working as Punjabi Language Teacher in Government Senior Secondary School Bahadpur, District Kangra, H.P.
14. Simple wife of Shri Manoj Kumar, resident of Village Khukhniara, P.O. Kandor, Tehsil Fatehpur, District Kangra, H.P., presently working as Punjabi Language Teacher in Government Senior Secondary School Fatehpur, District Kangra, HP.
15. Jaskirat Kaur wife of Shri Ajeet Pal Singh, resident of Village, P.O. & Paonta Sahib, District Sirmour, H.P., presently working as Punjabi Language Teacher in Government Boys Senior Secondary School Paonta Sahib, District Sirmour, H.P.
16. Guard file.


**Director of School Education,
Himachal Pradesh, Shimla-1**

