

No. EDN-SE-H(2)B(12)CWP /TGT's-2025-Pay scale.

Directorate of School Education

Himachal Pradesh, Shimla-171001

Dated Shimla-171001      October, 2025

**"Office Order"**

**CWP No. 14819/25 Anita Sharma, CWP No. 14600/25 Manoj Kumar, CWP No. 14629/25 Archana Kumari , CWP No. 14647/25 Sanjeev Kumar, CWP No. 14630/25 Abneesh Kamal, CWP No. 12655/25 Rajesh Kumar ( Regarding on analogy of Mohit Sharma)**

The petitioners have filed the present Civil Writ Petition thereby seeking the relief to regularize the service of the petitioner w.e.f. the date of when the petitioner has completed their two years services on contract basis and grant the benefit of higher pay scale after completion of two years of regular service from the date, the petitioner had completed two years of regular service as per judgment passed by the Hon'ble High Court in CWP No. 1638/2024 titled as Mohit Sharma V/s State of H.P. & others alongwith all consequential benefit.

The said case were listed before the Hon'ble High Court order dated different dated when the Hon'ble High Court has directed that consequently in view of the above this court without going into the merit of the case, deems it fit to dispose of the present petition with a direction to the respondents to consider and decide the representation of the petitioners in light of Mohit Sharma (Supra) expeditiously, preferably within a period of six weeks. Ordered accordingly. Needless to say authority concerned while doing the needful in terms of instant order, shall afford an opportunity of being heard to the petitioners and pass speaking order thereafter. Pending applications, if any stand disposed of.

Whereas, Sh. Mohit Sharma has been appointed as Clerk on contract basis on compassionate grounds in Education Department and he has joined on 08.02.2019. At the time of appointment, the contract period was 03 years and as per Government directions contractual were regularized after completion of 03 years of continuous services on contract basis and has filed CWP 1638/2024 before the Hon'ble High Court vide which Hon'ble High Court has passed following orders:-

"Looking from any angle, it has to be held that petitioners are entitled to the benefit of higher stage of pay under Rule 7(A) of the Himachal Pradesh Civil Services (Revised Pay) First Amendment Rules, 2022, notified on 06.09.2022, on completion of two years of regular service. This writ petition is accordingly allowed. Respondents are directed to release the higher stage of pay of Rs.30,500/- to the petitioners w.e.f. their completing two years of regular service as Clerks. This is to be done within four weeks from today. Pending miscellaneous application(s), if any, to also stand disposed of"

And whereas, the Government has notified Revised Pay Scale Rule- 2022 vide notification No. Fin-(PR)B(7) -1/2021 dated 03.01.2022 for Govt. employees and as per clause 2.1 of these rules, they shall apply to all the persons appointed on regular basis to the services and posts in connection with the affairs of the State of Himachal Pradesh and whose pay is debited to the Consolidated Fund of State of Himachal Pradesh. But as per clause 2.2 they shall not apply to the (g) persons employed on contract basis. And as per OM No. Fin(C)-B(7)-2/2021 dated 12.01.2022 Government has revised the emoluments of contract employees and fixed amount, equal to 60% (Sixty percent) of the first cell of the applicable level of the Pay Matrix of the corresponding cadre of employees, appointed/working on a regular basis. Thereafter, as per Finance Department notification no. Fin-(PR)B(7)-1/2021- loose dated 06.09.2022 it was decided that the pay of employee of those categories/posts included in Schedule-II shall be fixed at higher pay stage in the concerned level of pay matrix after completion of two years regular service as given in Schedule-II". This rule shall apply to the employees who were appointed before 3rd January 2022.

And whereas, as per Department of Finance notification No. FINPR)- B(1)-1/2021-LOOSE dated 23.06.2022 Government has allowed placement in higher pay structure on completion of two years regular service as was admissible under Re-revision 2012 to the government employees who were in position before the notification of HP Civil Services (Revised Pay) Rules, 2022 on 03.01.2022.

And whereas, as per order of the Hon'ble High Court dated 29.11.2024 passed in CWP 1638/2024 titled as Mohit Sharma V/s State of H.P. and others, the benefit of higher pay scale has been granted to the petitioner vide office order No. EDN-HE(1)E(3)-2024-Pay scale dated 08.04.2025.

And whereas, the case of the petitioners have been examined in this Directorate and found that the petitioners have filed CWP before the Hon'ble High Court on the analogy of CWP No. 1638/2024 titled as Mohit Sharma V/s State of H.P. and the Hon'ble High Court has disposed of the above said case with the direction that the present petition is covered in view of law laid down in the said case i.e. Mohit Sharma case. As per approval received from Govt. letter dated 28.05.2025 and further examination in this Directorate it is found that the petitioners who had completed two years of services as on 03.01.2022 is eligible for the benefit of higher pay scale on analogy of Mohit Sharma case subject to the final outcome of further legal remedy, if any being exercised by the State. The petitioner in above said CWP are similar situated to Mohit Sharma's case. Now therefore, higher pay stage in the concerned level of pay matrix after completion of two years of regular services is hereby allowed in compliance of the Hon'ble High Court as under:-

S r . N o	Name of the petitioner	Date of appoint ment on contract basis	Date of completi on of two years for regularisa tion.	Date of regular ization	Pay Martix Level, Cell & the state of amount of the post fixed HP Civil Services (Revised Rules 2022-L-4	Date of completi on of two years of regular service	Re mar ks
1	Anita Sharma, TGT(NM), GMSSS, Rajpur (Kgr.)	23.11.19	23.11.21	25.04.22	41600/-	25.04.24	
2	Manoj Kumar, TGT(NM), GSSS, Shamipur Kgr.	08.03.19	08.03.21	31.01.22	41600/-	31.01.24	
3	Achana Kumari, TGT (M), GHS Gurial Kgr.	13.11.19	13.11.21	26.04.22	41600/-	26.04.24	
4	Sanjeev Kumar, TGT(NM), GSSS, Dainkuwan Kgr.	14.11.19	14.11.21	26.04.22	41600/-	26.04.24	
5	Abneesh Kamal, TGT(A), GSSS, Ganoh Kgr.	13.11.19	13.11.21	26.04.22	41600/-	24.04.24	
6	Rajesh Kumar, TGT(NM), GSSS, Jadol (Smr.)	05.03.19	05.03.21	28.01.22	41600/-	28.01.24	

As order passed by the Hon'ble High Court and as per approval received from the Govt. vide their letter dated 28.05.2025, the petitioner is allowed higher pay scale in the concerned level of pay matrix after completion of two years regular service subject to the final outcome of further legal remedy, if any being exercised by the State.

The DDO concerned is hereby directed to fix the pay of the petitioner and release the arrear as per Finance Department instruction from time to time and compliance report sent to this Directorate immediately. However, an undertaking to this effect may be obtained from the petitioner that the overpayment if any, found, in later stage shall be recovered from them accordingly. The entry be also made in the service book of individual concerned. May inform the parties accordingly.

  
**DIRECTOR**

Endst no. even dated Shimla-171001      October, 2025.

Copy forwarded for information and further necessary action to:-

1. The Secretary (Education) to the Government of Himachal Pradesh, Shimla-
2. The Deputy Director of School Education, Kangra, and Sirmour H.P. with the directions to do the needful and also intimate the petitioner accordingly.
3. The Supdt. Legal Cell for information please.
4. The Principal, concerned with the direction to do the needful accordingly.
5. Incharge IT cell with the request to send e-mail to concerned DDSE.
6. Guard File.

  
**DIRECTOR**

