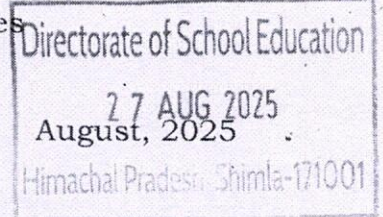


No. EDN(Ele.)H(2)B(2)2/2025- Court Cases  
Directorate of School Education  
Himachal Pradesh, Lalpani Shimla -01  
Dated Shimla-171001, the



**OFFICE ORDER**

Whereas, clarification was given to all the Dy. Directors of School Education regarding court case matters, specifically drawing analogies with the cases decided on the analogy of CWP No. 414/2014- titled as Kuldeep Chand Vs State & others alongwith LPA No. 54/2013 titled as State of HP Vs Om Prakash, and all other connected matters with these cases vide this Directorate letter No. EDN(Ele.)H(2)B(2)2/2025-Court Cases dated 21.06.2025.

In this context, it is intimated that after the enactment of Himachal Pradesh Recruitment and Conditions of Service of Government Employees Act, 2024, notified by the Government of Himachal Pradesh on 20.02.2025, the office orders issued by this Directorate from time to time on the analogy of the cases mentioned in the above paragraph were withdrawn with immediate effect vide this Directorate office orders No. EDN-H(2)B(2)54/2013-CC dated 28.03.2025.

Further, A similar matter i.e. CWPOA No. 1695/2019 titled as Ajay Kumar & others Vs State of H.P. & others was again taken up with Govt. and since the legal issue of applicability of HPRCS Act was involved, the matter was referred to Ld. Advocate General who opined that "The judgment passed by Hon'ble High Court of HP qua deemed regularisation are not covered by the HPRCS Act, 2024, it is clarified that these judgments were accepted by the state more than a decade back hence such cases are not permissible to be opened in view of this Act, 2024."


Consequently, as per the judgment passed by the Hon'ble High Court of HP in CWPOA No. 1695/2019-titled as Ajay Kumar & others Vs State of HP the office order was issued on dated 18.08.2025.

Thereafter, the matter was again taken up with the Govt. of HP for direction/order vide various communications and the Govt. of HP vide letter No. EDNC-E(5)21/2023 dated 23.08.2025 has clarified that "the matter has been examined at Government level. It has been decided that the orders passed in CWP No. 414/2014 titled as Kuldeep Chand Vs State of HP & ors may be implemented as per advice rendered by the Ld. Advocate General, Himachal Pradesh on 13.08.2025 in a similar case of Execution Number 13/2025 in CWPOA No. 1695/219 titled as Ajay Kumar Thakur & ors Vs State of HP."

Now, in view of the above, the office order No. EDN-H(2)B(2)54/2013-CC passed by this Department on dated 28.03.2025 have become in-fructuous and withdrawn with immediate effect vide this Directorate office order No. EDN-H(2)B(2)54/2013-CC, dated 23.08.2025.

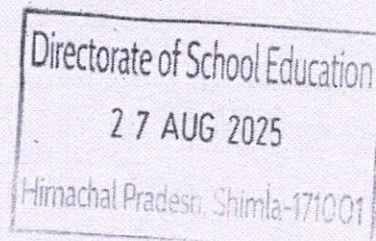
It is therefore directed to take further necessary action in the matter accordingly and ensure the timely compliance of those judgments in which detailed speaking orders were issued by this Directorate in compliance of the orders passed by Hon'ble High Court of HP on the analogy of CWP No. 414/2014- titled as Kuldeep Chand Vs State of HP & others alongwith LPA No. 54/2013 titled as State of HP Vs Om Prakash, and all other connected matters with these cases and **compliance report be submitted to this Directorate as and when the same will be desired by the Hon'ble High Court of HP in various Ex. Pet./COPCs failing which the erring officer/official of the concerned DDSE/GSSS/GHS/GMS will remain present before the undersigned to explain the reason for non Compliance of the judgment.**


Encl:As above

  
DIRECTOR  
School Education HP  
Lalpani, Shimla-171001

Endst. No. Even: Dated Shimla - 171001 the August, 2025  
Copy forwarded for information and further necessary action to:-

1. The Secretary (Education) to the Government of H.P. w.r.t. letter No. EDN-C-E(5)21/2023 dated 23.08.2025.
2. The Ld. District Attorney (Internal) Directorate of School Education, H.P.
3. All the Dy. Director of School Education (Elementary/Secondary) H.P with the direction to circulate these instructions among all the GSSS/GHS/GMS in HP.
4. All Principals/Headmaster/Incharge, GSSS/GHS/GMS in H.P. **with the direction that before proceeding further in the matter it may be strictly ensured that the concerned TGT is a petitioner in the CWP and the appointment of the petitioner is as per requisition/advertisement issued before the amendment of R&P Rules of TGT i.e. before, 22.10.2009. if any petitioner who is appointed against the posts requisitioned/advertised after the amendment of R&P Rules, the cases of such petitioner shall be referred to this Directorate immediately.**
5. The Nodal Officer (IT) (Internal), Directorate of School Education HP with the direction to upload the same on the Departmental website.
6. Guard file



  
DIRECTOR  
School Education HP  
Lalpani, Shimla-171001