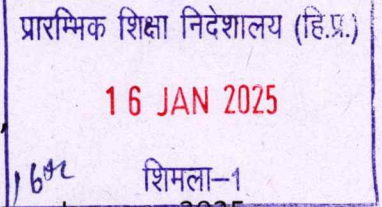


No:EDN-H(2)B(2)12766/2024-CC  
Directorate of Elementary Education,  
Himachal Pradesh Lalpani Shimla-01.  
Dated Shimla-171001 the January. 2025



In the matter of CWP No. 12766/2024 titled as Rajeev Kumar (TGT Arts) Vs State of HP & Ors. Decided on 06.12.2024.

**ORDER**

Whereas, the petitioner Rajeev kumar has filed CWP No. 12766/2024 titled as Rajeev kumar (TGT Arts) Vs State of HP & Ors. In the Hon'ble High Court of H.P and Hon'ble court has disposed of the case with following orders:-

*“4. Once the legal principle involved in the adjudication of present petition has already been decided, it is expected from the welfare State to consider and decide the representation of the aggrieved employee within a reasonable time and not to sit over the same indefinitely compelling the employee to come to the Court for redressal of his grievances. This is also the purport and object of the Litigation Policy of the State. Not taking decision on the representation for months together would not only give rise to unnecessary multiplication of the litigation but would also bring in otherwise avoidable increase to the Court docket on unproductive government induced litigation.*

*5. In view of above, these writ petitions are disposed of by directing respondents/competent authority to consider and decide the respective representations of the petitioners, in accordance with law within a period of six weeks from today. The order so passed be also communicated to the petitioners. The writ petitions stand disposed of in the above terms, so also the pending miscellaneous application(s), if any.”*



In this regard, it is submitted that after perusal of the record it is found that the petitioner in CWP No. 12766/2024 titled as Rajeev kumar vs State of HP & Ors is initially appointed on contract basis under physically handicapped quota vide this Directorate office order dated 11.01.17.

Whereas, the judgment passed in CWPOA No. 1077 of 2019 titled as Nitin Kumar Vs State of HP & anr pertain to the Department of Women & Child Development H.P and same has been implemented by the Department of Women & Child Development H.P vide office order No. WCD-AC(1)-12/2012-Estt.(Court) dated 04.04.2023 (copy enclosed). The Judgment passed in CWP No. 4299 of 2019 titled as Pushpa Devi & others Vs State of H.P & others has also been implemented by H.P University Shimla vide office order No. 6-2/2019-HPU (Estt.)- dated 06.10.2022 by regularizing the services of the petitioners (who were appointed on contract basis under physically handicapped quota) w.e.f. the date(s) of their initial joining on contract basis with all consequential benefits including counting the period for the purpose of seniority etc.

Whereas, similar matter of CWP No. 3957/2023 titled as Vinod Kumar Rana Vs State of H.P was taken up with the Government vide letter No. EDN-H(2)B(2)3957/2023-TGTs- Vinod Kumar Rana dated 01.01.2024 & 22.03.2024 and the Government vide letter No. EDUC-E05/21/2023 dated 24.05.2024 conveyed the approval to implement the judgment dated 02.08.2023 subject to final outcome of the further legal remedy, in any, being exercise by the State. Accordingly the Department implement the judgment of the Hon'ble High Court of H.P vide office order No. EDN-H(2)B(2)3957/2023 –CC dated 25.05.2024.

In view of above facts and circumstance, and further approval conveyed by the Government vide letter No EDUC-F05/21/2023 dated, 30.12.2024, the petitioner Sh. Rajeev Kumar S/O Sh. Bal Krishan Vill. Kateri P.O. Summarkot, Tehsil ,Rohru Distt. Shimla. H.P is hereby



considered deemed regular employee of the State with all consequential benefits w.e.f. the date of initial appointment/joining on contract basis, subject to final outcome of legal remedy. If any, exercised by the State.

The concerned Principal/Headmaster/Incharge of GSSS/GHS/ of H.P is further directed that consequential benefits regarding monetary benefits qua the petitioners shall be released as per the instructions issued by the Finance Department H.P vide letter No. Fin-(PR)B(7)-1/2021-Loose dated 17.09.2022 & Fin-E-I-C(17)-6/08 dated 31.07.2024 and entry in this regard may also be made in the service book of the petitioner. May inform the parties accordingly.

*Sd/-*  
**Director Elementary Education,**  
**Himachal Pradesh, Lalpani,**  
**Shimla-1**  
January, 2025  
प्रारम्भिक शिक्षा निदेशालय (हि.प्र.)  
16 JAN 2025

EndsNo:Even

Dated:-

*18/1*

January, 2025

Copy Forwarded for information and n/a to:-

1. The Secretary (Education) to the Govt. of H.P. w.r.t. letter No. ~~EDUC~~ F05/21/2023 dated, 30.12.2024
- ✓ 2. The District Attorney, Directorate of Elementary Education H.P. Shimla-01 w.r.t. CWP 12766/2024.
3. The concerned Dy. Director of Elementary Education.
4. The concerned Principal/Headmaster, GSSS/GHS/GMS of H.P.
5. The concerned individual.
6. The Nodal Officer, IT Cell, Dte. Of Ele. Edu. H.P. to upload the same on Departmental website.
7. Guard File.

*M*  
**Director Elementary Education,**  
**Himachal Pradesh, Lalpani,**  
**Shimla-1**