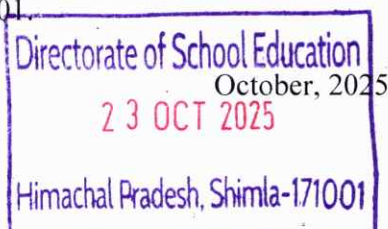


No:EDN-(SE)H(3)CWP No. 14259/2025-Attro Devi & ors.
Directorate of School Education,
Himachal Pradesh Lal Pani Shimla-01

Dated Shimla-171001 the



ORDER

In the matter of: CWP No. 14259/2025 titled as Attro Devi & Ors. vs. State of HP and others.

Whereas, the petitioners, Attro Devi and others have filed Civil Writ Petition No. 14259/2025 in the Hon'ble High Court for want of following relief:-

- (i) *That the respondents may kindly be directed to regularize the service of the petitioners with effect from the date of their initial appointment, with all consequential benefits in terms of the judgments passed by this Hon'ble Court in CWP No. 7602/2010 titled as Om Prakash Vs. State of HP & Ors, CWP No. 3144/2011 titled as anju Devi Vs. State of HP & CWP No. 3143/2011 titled as Manju Devi Vs. State of HP & ors, CWP No. 9871/2023 titled as Punam Devi Vs State of HP & ors, LPA No. 53/2019 etc. (Annexure P-2);*
- (ii) *That the respondents may kindly be directed to extend the same and similar benefits, as has been extended to Ms. Rakhai (LT), Mr. Tej Ram (LT) in the light of above decisions, with all consequential benefits;*
- (iii) *That the respondents may kindly be directed to release the entire consequential benefits alongwith interest @ 9% per annum from the date of initial appointment to the date of realization;*
- (iv) *That any other relief deemed fit and proper in the facts and circumstances of the case may also be granted to the petitioners.*

Whereas, the Hon'ble High Court of HP has decided above CWP No. 14259/2025 on 04.09.2025 by way of passing following orders:-

- Learned counsel appearing for the petitioners, on instructions, states that the petitioners' case is squarely covered by the judgment dated 2.5.2012, passed by coordinate Bench of this Court in CWP No. 7602 of 2010, titled Om Parkash v. State of Himachal Pradesh and Ors. (alongwith connected matters) and as such, she would be content and satisfied in case directions are issued to the respondents to consider and decide their representation (Annexure P-3) in a time bound manner.*
2. *Mr. Vishal Panwar, learned Additional Advocate General, while putting appearance on behalf of the respondents, fairly states that he is not averse to aforesaid innocuous prayer made on behalf of the petitioners.*
 3. *Consequently, in view of the above, this Court without going into the merits of the case deems it fit to dispose of the present petition with a direction to the respondents to consider and decide the representation (Annexure P-3) of the petitioners in light of Om Parkash (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 hearing to the petitioner and pass a speaking order thereupon. Pending applications, if any, also stand disposed of.*

Whereas, in compliance to the above judgment passed by the Hon'ble High Court the petitioners were called for personal hearing on 27.09.2025 and heard in length. During course of hearing the petitioners requested that their case may kindly be considered in light of the judgment passed by the Hon'ble High Court of HP in CWP No. 7602/2010 titled as Om Prakash vs. State of Himachal Pradesh and Ors. vs. State of H.P.

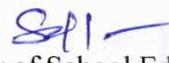
Whereas, the Government vide its letter No.EDN-C-E(3)3/2020, dated 15.05.2024 has accorded approval to implement such type of judgments/orders passed by the Hon'ble

High Court of H.P. in respect of TGT/C&V category teachers. Meanwhile, "The Himachal Pradesh Recruitment and conditions of Service of Government Employees Act, 2024" (Act No. 23 of 2025) was notified on 19th February, 2025. Therefore, the matter was once again taken up with the Govt. (Education Secretary) and it has been decided with the consultation of the Advocate General that the judgments passed by the Hon'ble High Court qua deemed regularization are not covered by "The Himachal Pradesh Recruitment and conditions of Service of Government Employees Act, 2024" (Act No. 23 of 2025).

And whereas, in compliance to the decision passed by the Hon'ble High Court in CWP No. 14259 of 2025 titled as Attro Devi and ors. vs. State of HP on 04.09.2025, the service record of the petitioners has been examined thoroughly and it reveals that the petitioners were appointed as Language Teacher in District Sirmour on 21st February, 2011 on contract basis, on the recommendation of HP Staff Selection Board, Hamirpur, as per requisition placed by the Dy. Director of School Education (Elementary) on 27.09.2008, when provision of recruitment was regular basis in the R&P Rules of Language Teacher. While, provision of appointment on contract basis was incorporated in the R&P Rules of Language Teacher, subsequently, vide notification dated 31.12.2009.

Now, therefore, in compliance with the Hon'ble High Court's judgment dated 04.09.2025, and after a careful review of the petitioners' service records and the precedents cited, I am of the considered view that the claim of the petitioners for deemed regular appointment from the date of their initial joining on contract basis is found genuine, and similar to the petitioners' in the Om Prakash case, whose appointments were made when no contractual provisions existed in the R&P Rules. Thus, the petitioners is hereby considered for regular appointment from the date of their initial appointment on contract basis. However, the monetary benefits may be released to the petitioners strictly as instructions passed by the finance department vide letter No. Fin-(PR)B(T)-1/2021-loose dated 17.09.2022 and No.Fin-E-1-C-(17)-6/08 dated 31.07.2024. Hence, the representations of the petitioners is hereby considered and decided accordingly.

This order is to be communicated to all concerned parties.


Director of School Education,
Himachal Pradesh, Shimla-1
October, 2025

Endst. No:Even Dated:-

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. Director of School Education (Elementary) **Sirmour**, Distt. Sirmour (H.P.)
3. Smt. Attro Devi D/o Sh. Shanti Prasad C/o Adarsh Vidya Mandir School, Kaffota, PO Dugana, Sub Tehsil Kamrau, District Sirmour (HP), presently working as Language Teacher at GHS Shamah, District Sirmour (HP).
4. Smt. Vidya Devi W/o Sh. Raghubir Singh, Village Bohrar, PO Shilla, Sub Tehsil Kamrau, District Sirmour (HP), presently as Language Teacher, GSSS Jamna, District Sirmour (HP).
5. Sh. Jeevan Singh son of Sh. Singha Singh, resident of Village Mashu, PO Jamna, Tehsil Paonta, District Sirmour (HP), presently working as Language Teacher at GSSS Kamrau, District Sirmour (HP).
6. The Nodal Officer (IT) (Internal), Directorate of School Education HP with the direction to upload the same on the Departmental website.
7. Guard file.


Director of School Education,
Himachal Pradesh, Shimla-1

No:EDN-(SE)H(3)CWP No. 15121/2025-Bhopinder Singh & Anr.
Directorate of School Education,
Himachal Pradesh Lal Pani Shimla-01.

Dated Shimla-171001 the Directorate of School Education, October, 2025

ORDER

In the matter of: CWP No. 15121/2025 titled as ~~Bhopinder Singh & another~~ vs. State of HP and others.

Whereas, the petitioners, Sh. Bhopinder Singh and Sh. Chhotu Ram have filed Civil Writ Petition No. 15121/2025 in the Hon'ble High Court thereby claiming the relief to the extent that directions be issued to the respondent authorities to regularize the service of the petitioners with effect from the date of their initial appointment, with all consequential benefits in terms of the judgments passed by this Hon'ble Court in CWP No. 7602/2010 titled as Om Prakash Vs. State of HP & Ors.

Whereas, the Hon'ble High Court of HP has decided above CWP No. 15121/2025 on 19.09.2025 by way of passing following orders:-

- Learned counsel representing the petitioners, on instructions, states that petitioners would be content and satisfied in case their representations are considered and decided in the light of judgment passed by Division Bench of this Court in LPA No. 54 of 2013, titled as State of H.P. and others Vs. Om Prakash.*
2. *While putting in appearance on behalf of respondents, Mr. Rajan Kahol, learned Additional Advocate General, states that he is not averse to aforesaid innocuous prayer made on behalf of the petitioners and representation, if any, filed by the petitioners shall be considered and decided expeditiously.*
 3. *Consequently, in view of the aforesaid fair stand adopted by learned Additional Advocate General, coupled with the fact that petitioners have already filed representation for redressal of their grievance (Annexure P-6), this Court, without going into the merits of the case, deems it fit to dispose of the present petition with a direction to the respondents to consider and decide the representations of the petitioners in light of judgment passed by Division Bench of this Court in Om Prakash (supra), expeditiously, preferably within a period of six weeks from today. 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, in compliance to the above judgment passed by the Hon'ble High Court the petitioners were called for personal hearing on 27.09.2025 and heard in length. During course of hearing the petitioners requested that their case may kindly be considered in light of the judgment passed by the Hon'ble High Court of HP in CWP No. 7602/2010 titled as Om Prakash vs. State of Himachal Pradesh and Ors. vs. State of H.P.


Whereas, the Government vide its letter No.EDN-C-E(3)3/2020, dated 15.05.2024 has accorded approval to implement such type of judgments/orders passed by the Hon'ble High Court of H.P. in respect of TGT/C&V category teachers. Meanwhile, **"The Himachal Pradesh Recruitment and conditions of Service of Government Employees Act, 2024" (Act No. 23 of 2025)** was notified on 19th February, 2025. Therefore, the matter was once again taken up with the Govt. (Education Secretary) and it

has been decided with the consultation of the Advocate General that the judgments passed by the Hon'ble High Court qua deemed regularization are not covered by "The Himachal Pradesh Recruitment and conditions of Service of Government Employees Act, 2024" (Act No. 23 of 2025).

And whereas, in compliance to the decision passed by the Hon'ble High Court in CWP No. 15121 of 2025 titled as Bhopinder Singh and another vs. State of HP decided on 19.09.2025, the service record of the petitioners has been examined thoroughly and it reveals that Sh. Bhopinder Singh was appointed as Shastri in District Shimla on 30th January, 2009 on contract basis, consequent upon the selection in the interview conducted by the Department during the month of October, 2008 and Sh. Chhotu Ram was appointed as Shastri in District Chamba on 13.01.2010 on contract basis, consequent upon the selection in the interview held by the Department on 24.07.2009, when provision of recruitment was regular basis in the R&P Rules of Shastri. While, provision of appointment on contract basis was incorporated in the R&P Rules of Shastri, subsequently, vide notification dated 17.05.2010.


Now, therefore, in compliance with the Hon'ble High Court's judgment dated 19.09.2025, and after a careful examination of the petitioners' service records and the precedents cited, I am of the considered view that the claim of the petitioners for deemed regular appointment from the date of their initial appointment on contract basis is found genuine and similar to the petitioners' in the Om Prakash case, whose appointments were made when no contractual provisions existed in the R&P Rules. Thus, the petitioners are hereby considered for regular appointment from the date of their initial appointment on contract basis. However, the monetary benefits may be released to the petitioners strictly as instructions passed by the finance department vide letter No. Fin-(PR)B(T)-1/2021-loose dated 17.09.2022 and No.Fin-E-1-C-(17)-6/08 dated 31.07.2024. Hence, the representations of the petitioners is hereby considered and decided accordingly.

This order is to be communicated to all concerned parties.


Director of School Education,
Himachal Pradesh, Shimla-1
October, 2025

Endst. No:Even Dated:-
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. Director of School Education (Elementary) **Shimla/Chamba/Una**, (HP) to take further necessary action in the matter accordingly.
3. Bhopinder Singh, S/o Sh. Hari Ram, R/o Village Sholi, PO Kaina, Tehsil Jubbal, District Shimla, H.P., Presently working as Shastri at GSSS Mandhol, District Shimla, H.P.
4. Chhotu Ram, S/o Sh. Suhru Ram, R/o Village Lakhroon, P.O Jasana, Tehsil Bangana, District Una, H.P.
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 of School Education,
Himachal Pradesh, Shimla-1