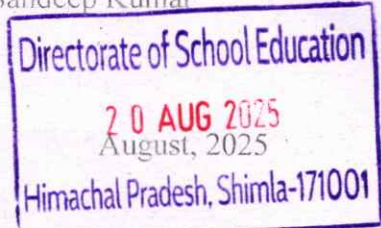


No.EDN-H(Ele-III)-CWP No.-10655/2025-Sandeep Kumar
Directorate of School Education
Himachal Pradesh, Lalpani, Shimla-1

Dated: Shimla-171001 the

ORDER



**In the matter of : CWP No. 10655/2025 titled as Sandeep Kumar &ors.
vs. State of HP and others.**

Whereas, the petitioners in the above court case have filed CWP No. 10655 of 2025 titled as Sandeep Kumar & brs. vs. State of HP and others in the Hon'ble High Court which was disposed of by the Hon'ble High Court on 04.07.2025 with the following judgment:-

"Learned counsel representing the petitioners, on instructions, states that the petitioners' case is squarely covered by the judgment dated 04.09.2023, passed by Co-ordinate Bench of this Court in CWP No. 2171 of 2023, titled as Hem Raj vs. State of Himachal Pradesh and others alongwith connected matters, and as such, they would be content and satisfied in case directions are issued to the respondents to consider and decide the representation (Annexure P-3) having been filed by the petitioners, in a time bound manner.

2. *Mr. Rajan Kahol, 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 pending representation (Annexure P-3) of the petitioners expeditiously, preferably within a period of six weeks in light of Hem Raj case (supra). Ordered accordingly. Needless to say, authority concerned, while doing the needful in terms of instant order, shall afford an opportunity of hearing to the petitioners and pass a speaking order thereupon. Liberty is reserved to the petitioners to file appropriate proceedings in appropriate court of law, if they still remain aggrieved. 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 21.07.2025 and heard in length, however, some of the petitioners have not attended the personal hearing.

Whereas, the case of the petitioners has been examined in compliance to the judgment passed in CWP No. 2171/2023 titled as Hem Raj vs. State of HP and taking into consideration the Notification of the Government issued vide No. EDC-B(15)15/2011 dated 20-08-2022 which says, "all Bachelor of Education (B.Ed.) qualified and Teacher Eligibility Test (TET) passed Shastris and Language Teachers(LTs) working in the Elementary Education Department are to be designated as Trained Graduate Teachers (Sanskrit) and

Trained Graduate Teachers (Hindi) in their respective pay scale structure." Therefore, no financial benefits were granted to these categories, and merely their nomenclature was changed to TGT (Sanskrit) and TGT(Hindi) and that too for only those Shastr/Language Teachers who are B.Ed. qualified and TET pass. On perusal of the service records of the petitioners it has found that the petitioners are B.Ed. qualified and TET passed prior to the date of notification of nomenclature dated 20.08.2022.

Whereas, the Hon'ble High Court in the said CWP No. 2171/2023, has passed the following judgment on 04-09-2023 at Para 7:-

"In view of the discussion in para 5 above, these writ petitions are allowed. The respondents are directed to grant the pay scale of the post of Trained Graduate Teachers(TGTs) and promotional avenue to the post of Lecturer(School New) to the petitioners (Shastri (Sanskrit) and Language Teacher (Hindi)- now-redesignated as TGT(Sanskrit) and TGT(Hindi) respectively, in terms of notification dated 20-08-2022, as is being given to TGT(Medical), TGT(Non- Medical), and TGT(Art). This shall be admissible to them from the date of issuance of notification dated 20.08.2022. The exercise be completed within seven weeks from today, miscellaneous applications, if any, also stand disposed of."

It is pertinent to mention here that above judgment passed in the Hem Raj case under CWP No. 2171/2023 has been assailed by the Department by way of filing the LPANo. 86/2024 in the Hon'ble High Court which has also been admitted in the Hon'ble High Court.

Whereas, the matter of Sh. Hem Raj & others has already been examined at Govt. level in compliance to the judgment passed by the Hon'ble High Court in CWP No. 2171/2023 titled as Hem Raj vs. State of HP, CWP No. 8389/2023 to 8398 of 2023 alongwith others connected matters and Execution Petition No. 168 & 170 of 2024 and thereafter the Govt. has passed detailed speaking orders on 20.05.2024 and subsequently addendum on 17.09.2024. Operative part of speaking order is as under:-

"Whereas, Execution Petition No. 168 & 170 of 2024 were further filed in this matter in the Hon'ble High Court & the Hon'ble Court vide order dated 19.03.2024 had directed to decide the representation within a period of six weeks.

Thus, as per the directions of the Hon'ble High Court in above mentioned CWPs & Execution Petitions, their representation dated 18-03-2023 of State President Rajkiya Bhashai Adhyapak Sangh, Himachal Pradesh has been examined and considered by the undersigned. It has been found that their main prayer is to consider the candidature of re-designated TGT (Hindi and TGT (Sanskrit) in the panel for promotion to the next higher posts i.e. Lecturer/headmaster, as the panel of eligible officials are being prepared by the Deputy Directors (Elementary Education).

It would be pertinent to mention here that the petitioners have been working as Shastri & Language Teachers in the Elementary Education Department and they were re-designated as TGT (Sanskrit) and TGT (Hindi) in their respective scales vide Notification dated 20-08-2022. Since, they have re-designated as TGTs vide the notification mentioned supra, the pay scales and promotional avenues are admissible to them from the date of issuance of said notification i.e. 20.08.2022. The orders of Hon'ble High Court as mentioned in para 3 above also direct the same.

Thus, after considering the whole matter, I am of considered view that such re-designated TGTs (Sanskrit/Hindi) are entitled to be considered for promotion as Lecturers/Headmasters and thus they are considered for the same. However, tenure or service of such re-designated Sanskrit/Hindi Teachers as TGT shall be considered from the date of their re-designation as TGTs which in this case, is the date of notification dated 20-08-2022. It is pertinent to mention that as per the R&P Rules for the post of Lecturer (School-New) and Headmaster, there is specified period of minimum length of service as TGT (5/8 years) for a candidate to become eligible for promotion. Thus, these teachers shall become eligible for promotion only after completion of required length of service which is to be counted w.e.f. 20.08.2022, subject to the final outcome of LPA No. 86/2024 (State Vs. Hem Raj)"

Therefore, after considering the whole matter, the petitioners are being considered only for promotion as Lecturers/Headmasters subject to final outcome of LPA No. 86/2024. However, tenure or service of such re-designated Sanskrit/Hindi Teachers as TGT shall be considered from the date of their re-designation as TGTs i.e. the date of notification dated 20-08-2022. It is pertinent to mention that as per the R&P Rules for the post of Lecturer (School-New) and Headmaster, wherein specified period of minimum length of service as TGT(5/8 years) for a candidate to become eligible for promotion. Thus, these teachers shall become eligible for promotion only after completion of required length of service which is to be counted w.e.f. 20.08.2022.

Hence, the representation of the petitioners is hereby considered and decided accordingly.

Inform all the concerned accordingly.

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

August, 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. CWPs ibid.
- ✓ 2. The Nodal Officer, IT Cell, Dte. Of School Edu. H.P. to upload the same on official website.
3. Sh. Sandeep Kumar S/o late Fakeer Chand, resident of Vill. Yangpa-I, PO Bhava, Tehsil Nichar, District Kinnaur, H.P., presently working as TGT (Sanskrit) at Govt. High School Themgang, U/c Govt. Sr. Sec. School Batseri, District Kinnaur, H.P.
4. Sh. Jagmohan S/o Sh. Shyam Lal, resident of Vill. Jani, PO Ramni, Tehsil Nichar, District Kinnaur, H.P., presently working as TGT (Sanskrit) at Govt. High School Ramni, District Kinnaur, H.P.
5. Smt. Kalpna Negi W/o Karam Singh Negi, resident of Vill. and PO Kanam, Tehsil Pooh, District Kinnaur, H.P., presently working as TGT (Sanskrit) at Govt. Sr. Sec. School Urni, District Kinnaur, H.P.
6. Ms. Sonika Kumari D/o Sh. Keda Ram, R/o Village Baro, Post Office Sungra, Tehsil Nichar, District Kinnaur, H.P., presently working as TGT (Sanskrit) at GSSS Sapni, District Kinnaur, H.P.

7. Smt. PremManju W/o Sh. Chander Prakash, R/o Village and Post Office Kalpa, Tehsil Kalpa, District Kinnaur, H.P., presently working as TGT (Hindi) at GSSS Sapni, District Kinnaur, H.P.
2. Sh. Praveen Kumar S/o Khyalu Ram, R/o Village Chhimbada, Post Office Rassa, Tehsil Sarkaghat, District Mandi, H.P., presently working as TGT (Shashtri) at Govt. Middle School Taranda, U/c GSSS Nigulsari, District Kinnaur, H.P.
3. Ms. Deepika D/o Balwant Singh, R/o Village and Post Office Pangi, Tehsil Kalpa, District Kinnaur, H.P., presently working as TGT (Shashtri) at GSSS Batseri, District Kinnaur, H.P.
4. Guard file.


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

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