

EDN-H(2)B(2)1/2024-Pro-C&V/JBT-Arts/Med/NM-TET-Court Cases
Directorate of School Education.
Himachal Pradesh.
Dated: Shimla-171001, April, 2025

Whereas, the officials of the Education Department have filed various separate CWPs before the Hon'ble High Court of HP viz. CWP 9379/2024 Ashwani Kumar Vs State of H.P & others, CWP No. 8958/2024 Kanishak Singh vs State of H.P & others and CWP No. 9032 of 2024 Pawan Kumar vs State of H.P. and other similar situated cases. In the said petitions, the Hon'ble High Court in its orders issued on different dates has given directions to the respondents to consider the case of the petitioner for further promotion to the post of TGT the cases of these officials in the light of the judgment delivered in CWP No. 2004/2017 Taj Mohammad Vs state of HP vide which the Hon'ble High Court has upheld the decision of the Hon'ble Tribunal that the services.

Whereas now, "The Himachal Pradesh Recruitment and conditions of Service of Government Employees Act, 2024"(Act No. 23 of 2025) is notified by the Department Of Personnel Government of Himachal Pradesh on dated 19th February, 2025 and has come into force w.e.f. 20th February, 2025. The relevant provisions of the act ibid are reproduced below:-

6. **"Extension of Service benefits"**

"(1) The service benefits available under various Central Civil Services Rules, as applicable in the state, the Himachal Pradesh Civil Services Rules, and other service benefits such as, Seniority, increment, promotion etc. shall be applicable only to the employees appointed on regular basis.

(2) No person working in any Government Department, who has not been appointed as per provisions of this Act and Rules made thereunder on regular basis shall be entitled to service benefits available under the various Central Civil Services Rules, as applicable in the state, the Himachal Pradesh Civil Services Rules and other service benefits such as seniority, increment, promotion etc.:

Provided that a person shall be entitled for service benefits only from the date of regularization of his services:

Provided further that a person whose services have been regularized after 12th December, 2003 shall be entitled to service benefits from the date of regularization, as if their services have been regularized under the provisions of this Act:

Provided also that the service benefits already extended to the persons for the service other than regular service shall stand withdrawn."