

No.EDN(SE)-H(3)B(6)CWP No. 2171/23-Hem Raj (III)
Directorate of School Education
Himachal Pradesh, Lalpani, Shimla-1

Dated: Shimla-171001 the February, 2026

ORDER

Whereas, various petitioners have filed court case in the Hon'ble High Court of HP under CWP No. 16954 of 2025 – Sameer versus State of HP., CWP No. 17032 of 2025 – Harish Kumar versus State of HP., CWP No. 17042 of 2025 – Mamta Devi versus State of HP., CWP No. 17044 of 2025 – Ghanshyam versus State of HP., and CWP No. 17150 of 2025 – Jitender Kumar versus State of HP for seeking relief in terms of judgment passed by the Hon'ble court in CWP No. 2171 of 2023 -Hem Raj vs. State of HP a/w connected matter decided on 04.09.2023 and LPA No. 102 of 2010 - Dr. Lekh Ram Sharma vs. State of HP and another decided on 13.01.2012. The Hon'ble High Court has disposed of above court cases with the direction to the respondents/competent authority to consider and decide the representation of the petitioner in accordance with law as well as taking into consideration the judgments passed in Hem Raj's and Dr. Lekh Ram Sharma's case.

Whereas, in compliance to the judgment(s) passed by the Hon'ble High Court in above court cases representation of the petitioners have been examined taking into consideration of 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) are to be designated as Trained Graduate Teachers (Sanskrit) and Trained Graduate Teachers (Hindi) in their respective pay scale structure." Therefore, nomenclature was changed of only those Shastri/Language Teachers who are B.Ed. qualified and TET pass. 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."

Whereas, order passed by the Hon'ble High Court in CWP No. 2171/2023- Hem Raj has been assailed by the Department by way of filing the LPA No. 86/2024 titled as State of HP versus Hem Raj. Now the Hon'ble High Court has stayed the judgment passed in CWP No. 2171/2023 titled as Hem Raj & Others on 17.10.2025. Operative part of the judgment passed by Hon'ble Court in LPA No. 86 of 2024 is under: -

"We stay the operation of judgment dated 04.09.2023 passed in CWP No.2171 of 2023 titled as Hem Raj and others vs. State of H.P and others to this extent, subject to completion of service".

Whereas, the Hon'ble High Court in the LPA No. 102 of 2010 has passed the following judgment on 13.01.2012 at Para 9 & 16:-

9 As such, there is no dispute that Shastri was equated with Graduation, Acharya with Post Graduation and Shiksha-Shastri with B.Ed. Vidya-Varidhi was equated with Ph.D. There is no dispute with regard to these aspects. It is also not disputed that the appellants had represented time and again that they were not being promoted, they have no avenues of promotion and they should be treated equivalent to Trained Graduate Teachers for the

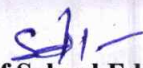
purpose of promotion since they were getting identical pay as Trained Graduate Teachers. They fulfilled all the eligibility criteria as far as the educational qualifications are concerned.

16. Keeping in view the above discussion, we partly allow the appeal and hold that the appellants should be considered for promotion to the posts of Lecturer in Higher Secondary School cadre from the dates when they fulfilled all the necessary conditions otherwise applicable for Lectures in Higher Secondary Schools and when person(s) who had been recruited after them as TGT were considered and appointed to the post of Lecturers in the subject of Sanskrit alone. However, their prayer for being appointed as Headmaster is rejected.

Whereas, the petitioner in the relied upon judgment in Dr. Lekh Raj Sharma, who was already paid identical scale at par with TGT and subsequently promoted to the post of Lecturer Sanskrit. But as is evident from the bare perusal of the record, the petitioners in these matters are serving as Shastris from their initial appointment in the pay scale of their respective posts. They were designated by the Government as TGT (Sanskrit) vide notification dated 20.08.2022 in their own pay scales and they have not been allowed the scale of TGTs. Hence, they are not entitled for promotions to the post of Lecturer on the analogy of petitioner in the relied upon judgment.

And whereas, order passed by the Hon'ble High Court in aforementioned court cases relies upon the judgment delivered by the Hon'ble High Court on 04.09.2023 in CWP No. 2171/2023 – Hem Raj, against which the State has filed LPA No. 86/2024 and the operation of the judgment stands stayed vide order dated 17.10.2025.

Therefore, in view of the facts narrated above, the claim of the petitioner under CWP No. 16954 of 2025 – Sameer versus State of HP., CWP No. 17032 of 2025 – Harish Kumar versus State of HP., CWP No. 17042 of 2025 – Mamta Devi versus State of HP., CWP No. 17044 of 2025 – Ghanshyam versus State of HP., and CWP No. 17150 of 2025 – Jitender Kumar versus State of HP cannot be considered at this stage and shall be decided only after the final outcome of LPA No. 86 of 2024, hence, representation of the petitioners stands decided accordingly. Inform all the concerned accordingly.


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

Endst. No: even

Dated

February, 2026

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. Directors of School Education (Elementary) Solan Distt. Solan H.P.
3. Sameer S/o Sh. Gopal Dutt, R/o Krishan Garh, Tehsil Kasauli, Distt. -Solan, H.P., presently posted TGT (Sanskrit), at GMS Banalgi u/c of Government. Senior Secondary School Kuthar, Tehsil Kasauli, District Solan, H.P.
4. Harish Kumar S/o Sh. Anokhi Ram, R/o Kamlyar, P/o Mamligh, Sub-Tehsil Mamligh, District Solan, H.P. Presently posted TGT (Sanskrit), at GMS Papol u/c of Government Senior Secondary School Domehar, Tehsil Kandaghat, District Solan, H.P.
5. Mamta Devi W/o Sh. Hemender, VPO Patta Brawari, Tehsil and District Solan, H.P. Presently posted TGT (Sanskrit), at Government Senior Secondary School (Boys) Subhathu, District Solan, H.P.
6. Ghanshyam S/o Sh. Himi Chand, R/o Banjan, P/o Mangoo, Tehsil Arki, District Solan, H.P., Presently posted TGT (Sanskrit), at Government Senior Secondary School Chandhi, Tehsil Arki, District Solan, H.P.
7. Jitender Kumar S/o Sh. Shankar Lal, Presently posted TGT (Sanskrit), at GMS Kotla u/c of Government Senior Secondary School Dhundan, Tehsil Arki, District Solan, H.P.
8. The Nodal Officer, IT Cell, Dte. of School Edu. H.P. to upload the same on official website.
9. Guard file.

Directorate of School Education
24 FEB 2026
Himachal Pradesh, Shimla-171001


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