

Addl. Secy. *22/11/21*
26-11-21
From
EPH

No. PER(AP)-C-B(12)-1/2013-L
Government of Himachal Pradesh
Department of Personnel (AP-III)



The Addl. Chief Secretary (Personnel) to the
Government of Himachal Pradesh

To

1. All the Administrative Secretaries to the Government of Himachal Pradesh.
2. All Divisional Commissioners in Himachal Pradesh.
3. All Heads of Departments in Himachal Pradesh.
4. All Deputy Commissioners in Himachal Pradesh.
5. All the Chairpersons/ Managing Directors/ Registrars/ Secretaries of various Corporation/ Boards/ Universities etc. in Himachal Pradesh.

Dated: Shimla-2, the *22* .11.2021

Subject: - Instructions in compliance of orders passed in CWPOA No. 2531 of 2019-titled as Santosh Kumar & Ors. Vs. State of H.P. & Ors. by the Hon'ble High Court.

Madam/Sir,

I am directed to invite your attention to the Order passed on 29.09.2021 in case CWPOA No. 2531 of 2019-Santosh Kumar & Ors. Vs. State of H.P. & Ors. (the copy of order/judgment be downloaded from the official website of Hon'ble High Court from following link <https://hphighcourt.nic.in/#> for strict compliance).

2. One of the basis on which the Petitioners have filed the CWPOA No. 2531 of 2019 is that in the year, 2017, Himachal Road Transport Corporation advertised 1300 posts of Transport Multiple Purpose Assistants out of which some posts were reserved for Ex-servicemen General category. Despite of clear-cut instructions dated 09.06.2014 on the issue in hand, the HRTC permitted some Wards of Ex-servicemen (petitioners) to participate in the selection process against the vacancy reserved for Ex-servicemen and they were kept in select list of 1235 after document verification. Since, name of petitioners did not figure in the final selection list, they approached to the Hon'ble Courts by filling the aforementioned Civil Writ Petition.

P/2.

3. After careful perusal of the advertisement issued by the Himachal Road Transport Corporation dated 03.08.2017 and corrigendum issued subsequently, the Hon'ble High Court has observed that in different categories posts were advertised for the category of Ex-servicemen and there is no mention in the advertisement that the wards of Ex-servicemen could apply against the post in question. Therefore, the Hon'ble High Court found no merit in the present petitions and accordingly the same stand dismissed.

4. The State Government vide Department of Personnel letter No. PER(AP)-C-B(12)-1/2014 dated 09.06.2014, has already defined a detailed procedure to fill up the vacancies reserved for Ex-servicemen. The above said instructions are reiterated and it is requested that while filling up the vacancies reserved for Ex-servicemen, these instruction be adhered strictly in letter and spirit (The instructions can be downloaded from the official website www.himachal.nic.in/personnel/) and may be brought to the notice of all concerned for strict compliance.

Yours faithfully,



(Balbir Singh)

Under Secretary (Personnel) to the
Government of Himachal Pradesh
Phone No-0177-2880851

Ends.No.PER(AP)-C-B(12)-1/2013-L Dated: Shimla-2 the, .11.2021

Copy is forwarded to: -

1. The Secretary to the Governor, Himachal Pradesh, Shimla-2.
2. The Secretary, H.P. Vidhan Sabha, Shimla-4.
3. The Registrar, H.P. High Court, Shimla-1.
4. The Secretary, HP Public Service Commission, Shimla.
5. The Secretary, H.P. Staff Selection Commission, Hamirpur.
6. The Under Secretary (Transport) to the GoHP to letter No. Tpt-E(3)-60/2018 dated 06.11.2021.
6. All the Section Officers in H.P. Secretariat, Shimla-171002.



Under Secretary (Personnel) to the
Government of Himachal Pradesh