

No.Fin©A(7)-13/2009
Government of Himachal Pradesh
Finance (Regulations) Department

...
Dated, SHIMLA-171002, the 09th August, 2024

From:

The Principal Secretary (Finance) to the
Government of Himachal Pradesh.

To

All the Administrative Secretaries to the
Government of Himachal Pradesh.

Subject: Regarding re-engagement/ hiring of the retirees in the
Departments.

Sir/Madam,

I am directed to invite your attention to this department's Office Memorandum of even number dated 10th November, 2023 and Office Memorandum No. Fin©A(3)-5/2004 dated 24th July, 2024 regarding re-engagement/hiring of the retired persons in the Departments.

It has been noticed that while examining such cases, the Administrative Departments are not adhering to the orders of Hon'ble High Court in CWPII No. 201 of 2017 titled as Court on its motion Versus State of HP & another passed on 19.12.2017 and the guidelines contained in Department of Personnel letter No. Per(AP-B)E(3)-56/2017 dated 8th February, 2018 and 8th June, 2018, vide which said orders of Hon'ble High Court have been circulated. The provisions contained in Chapter-22 of the Handbook on Personnel Matters Vo.II are also not being adhered to. Accordingly, the public interest is not being justified in the proposals for such re-engagement/hiring.

Pranveer
09/08/24

The objective of issuing the instructions dated 10th Nov, 2023 and 24th July, 2024 is to consider re-engagement, if it is warranted in public interest and that too, within the ambit of the orders of the Hon'ble High Court dated 19.12.2017 and the guidelines of the Department of Personnel and not in a casual manner. Therefore, all the Administrative departments are requested that before submitting the cases of re-engagement/ re-employment for approval of the competent authority and concurrence of Finance Department, it shall be ensured that:-

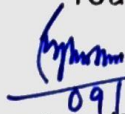
1. The cases are examined within the ambit of orders of the Hon'ble High Court dated 19.12.2017 and guidelines issued by the Department of Personnel on 8th February, 2018 and 8th June, 2018,

vide which the orders of Hon'ble High Court have been circulated for compliance.

2. The parameters prescribed in the policy on this issue as contained in Chapter-22 of Handbook on Personnel Matters Vo.II, are complied with.
3. The public interest should be justified in terms of orders of Hon'ble High court.

In view of the above, it is requested that it shall be the responsibility of the Administrative Departments to ensure compliance of the orders of Hon'ble High Court dated 19.12.2017. It shall also be ensured by the respective Administrative Departments that the orders of re-engagement/re-employment are not issued without prior concurrence of the Finance Department.

Yours faithfully,


09/08/2024

Joint Secretary (Finance-Regulations) to
The Government of Himachal Pradesh.