

URGENT
HIGH COURT MATTER

NO. PER (AP)-C-E(3)-03/2020-L-II
Government of Himachal Pradesh
Department of Personnel (AP-III)

From

The Chief Secretary to the
Government of Himachal Pradesh

To

All the Administrative Secretaries to the
Government of Himachal Pradesh

Dated: Shimla-171002, the 31st December, 2022

Subject: - CWP No. 318/2021-titled as Hari Singh & ors. Vs. State of H.P.
and others.

Sir/Madam,

I am directed to refer to the subject cited above and to say that the Hon'ble High Court of Himachal Pradesh vide orders dated 01.12.2022, rendered in CWP No. 318 of 2021, titled as Hari Singh & ors. Vs. State of H.P. and others, has observed that in the decided matters where the matter has been referred to the Government, the affidavit(s) of field agencies are being filed only by way of empty formality, stating that the matter has been referred to the Government. The Hon'ble High Court has already held and further re-iterated that henceforth the affidavit(s) will be filed by the concerned Additional Chief Secretary/Principal Secretary/Secretary, as the case may be, and the Court will not entertain any application for extension of time on behalf of the field agencies, like the Deputy Commissioners, Directors etc.

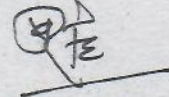
Accordingly, it has been decided that henceforth, in court cases where the Government is impleaded as a Respondent and the Department(s) intend to seek extension of time in order to implement / decide or assail the Hon'ble Court orders, then necessary considered comments with justification invariably be supplied by the respective field agencies/subordinate offices /department(s) to the concerned Administrative Department, in a time bound manner. Necessary application accompanied with affidavit for seeking



extension of time be filed before the Hon'ble Court(s) by the A/D.

These instructions may be brought to the notice of the all concerned for strict compliance. Any deviation will be viewed seriously.

Yours faithfully,

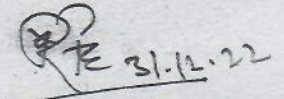


(Balbir Singh)
Deputy Secretary (Personnel) to the
Government of Himachal Pradesh
Tele:0177-2880851

Endrs. No. as above Dated Shimla-171002, the 31st December, 2022

A copy is forwarded to the following for information and necessary action:-

1. The Pr. Secretary (Revenue) to the Govt. of Himachal Pradesh w.r.t. their letter No. Rev-A(E)3-52/2021 dated 30.12.2022, for taking further necessary action.
2. The Secretary to the Governor, Himachal Pradesh Shimla-02.
3. All the Heads of Departments in Himachal Pradesh.
4. All the Divisional Commissioners in Himachal Pradesh
5. All the Deputy Commissioners in Himachal Pradesh.
6. The Registrar, H.P. High Court, Shimla-1.
7. The Secretary, HP Public Service Commission, Shimla-02.
8. The Secretary, HP Staff Selection Commission, Hamirpur.



Deputy Secretary (Personnel) to the
Government of Himachal Pradesh