

MOST URGENT

No. Per (AP-B)-E(3)-17/2012-Part
Government of Himachal Pradesh
Department of Personnel

From

The Chief Secretary to the
Government of Himachal Pradesh

To

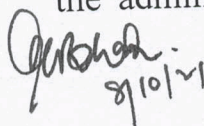
1. All the Administrative Secretaries to the
Government of Himachal Pradesh,
Shimla-171002.
2. All the Heads of Departments
in Himachal Pradesh

Dated Shimla-171002, the 06th October, 2021
08th

Subject Instructions in compliance to orders passed in CWP
No. 2862 of 2021-Vipender Kalta Vs. State of HP and
CWP No. 4851/2021-titled as Sushil Kumar Vs State
of HP.

Madam/Sir,

I am directed to invite your attention to the judgements delivered on 20.07.2021 in case CWP No. 2862 of 2021-Vipender Kalta Vs. State of HP and orders dated 09.09.2021 in case CWP No. 4851/2021-titled as Sushil Kumar Vs State of HP [Judgements can be accessed on link https://highcourt.hp.gov.in/viewojpdf/view.php?path=2021&fname=200100028622021_7.pdf&smflag=N AND https://highcourt.hp.gov.in/viewojpdf/view.php?path=021&fname=200100048512021_3.pdf&smflag=N]. In both the cases, Hon'ble High Court has expressed serious concern over recommendation(s) related to service matters of employees including transfer, promotion etc. by extra constitutional authorities which have no role in the functioning and business of the administration. All the Administrative Secretaries/ Heads of


27/10/21

Contd...2/-

Departments are requested to go through the above judgements and to ensure that such recommendations, if received, should not be taken on their face value and must be put up to competent authorities on merit and be dealt purely administratively. The Education Department has also issued separate instructions vide their letter No. EDN-A-Kha.(15)- 4/2018-L, dated 5th October, 2021.

2. These instructions may be brought to the notice of all Boards/ Corporations and other organizations/institutes also under your administrative control.

This issues with the approval of the Chief Secretary.

Yours faithfully,



(O.P.BHANDARI)

Joint Secretary (Personnel) to the
Government of Himachal Pradesh
Ph:0177-2880693

Endst No. As above Dated Shimla-171002, the 6th/8th October, 2021

Copy to Ld. Advocate General, Himachal Pradesh,
Shimla w.r.t. their letter No. CWP 4851-2021 dated 5th October,
2021 for information.



Joint Secretary (Personnel) to the
Government of Himachal Pradesh