

Urgent
Personal Attention

PER(AP)-C-B(19)-3/96-VOL-VII
Government of Himachal Pradesh
Department of Personnel (AP-III)

From

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 Chairmen/Managing Director/Registrars/Secretaries
of various Corporations/Boards/Universities etc. in
Himachal Pradesh

Dated: Shimla-2, the

28th March, 2017

Subject: - Special Leave Petition (Civil) No. 66-68 of 2008 – Narain Singh Chaudhary versus Ram Swarup Gupta and ors. etc. and Special Leave Petition (Civil) No. 8710 of 2009- R.K. Barwal & ors. versus State of H.P. & ors.

Sir,

I am directed to refer to this department letter of even number dated 17.05.2013 on the subject cited above and to say that the Special Leave Petition (Civil) No. 66-68 of 2008 (Civil Appeal No. 3152-3154/2009) – Narain Singh Chaudhary versus Ram Swarup Gupta and ors. and Civil Appeal No. 3158-3160/2009- Mohan Chauhan Vs. Ram Swaroop Gupta and ors. have finally been disposed of on 28.04.2016 and 13.07.2016 respectively by the Hon'ble Supreme Court of India. Therefore, the instructions dated 17.05.2013 regarding maintaining status quo have no bearing on the Demobilized Indian Armed Forces Personnel (Reservation of vacancies in HPAS) Rules, 1974 and these rules shall be applicable as per the decisions of the Hon'ble Apex Court and High Court of Himachal Pradesh whereby rule 4(1) of the said rules stand quashed on 16.11.2007.

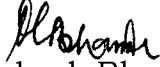
2. The SLP (C) No. 8710 of 2009 R.K. Barwal & ors. versus State of H.P. & ors. is still pending in the Hon'ble Supreme Court of India and,

Contd./P-2

therefore, status quo in the case of Demobilized Armed Forces Personnel (Reservation of vacancies in Himachal State Non-technical Services) Rules, 1972 and Ex-servicemen (Reservation of vacancies in Himachal Pradesh Technical Services) Rules, 1985 shall continue as such till further orders.

3. The instructions dated 17.05.2013 may be deemed modified to this extent and adhered to strictly by the all concerned.

Yours faithfully,



(Om Prakash Bhandari)
Under Secretary (Personnel) to the
Government of Himachal Pradesh
Tele. No. 0177-2628499

Ends.No.PER(AP)-C-B(19)-3/96-Vol-VII Dated: Shimla-2 the, 28th March, 2017

Copy is forwarded for information 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. All Section Officers in H.P. Secretariat, Shimla-2.
5. Spare copies (100).



(Om Prakash Bhandari)
Under Secretary (Personnel) to the
Government of Himachal Pradesh
Tele. No. 0177-2628499
