No. EDN-SE-H(2)B(12)CWP /TGT's-2026-Pay scale.
Directorate of School Education
Himachal Pradesh, Shimla-171001
Dated Shimla-171001 August, 2026

"Office Order"

CWP No. 21063/25 Pooja Gupta, TGT(NM) V/s State of H.P. Regarding on analogy of Mohit Sharma)

The petitioners have filed the present Civil Writ Petition thereby seeking the the benefit of higher pay scale after completion of two years of regular service from the date, the petitioner had completed two years of regular service as per judgment passed by the Hon'ble High Court in CWP No. 1638/2024 titled as Mohit Sharma V/s State of H.P. & others alongwith all consequential benefit.

The said case was listed before the Hon'ble High Court on 02.01.2026 when Hon'ble High Court has directed that the "Consequently, in view of the above, the present petition is disposed of with a direction to the respondents to consider and decide the representation (Annexure P-3) of the petitioner in light of aforesaid judgment expeditiously, preferably within a period of four weeks. Needless to say, authority concerned, while doing the needful in terms of instant order, shall afford an opportunity of being heard to the petitioner and pass appropriate orders thereupon. Liberty is reserved to the petitioner to file appropriate proceedings in appropriate Court of law, if she still remains aggrieved. Pending application(s), if any, also stands disposed of

Whereas, Sh. Mohit Sharma has been appointed as Clerk on contract basis on compassionate grounds in Education Department and he has joined on 08.02.2019. At the time of appointment, the contract period was 03 years and as per Government directions contractual were regularized after completion of 03 years of continuous services on contract basis.

And whereas, the Government has notified Revised Pay Scale Rule- 2022 vide notification No. Fin-(PR)B(7) -1/2021 dated 03.01,2022 for Govt, employees and as per clause 2.1 of these rules, they shall apply to all the persons appointed on regular basis to the services and posts in connection with the affairs of the State of Himachal Pradesh and whose pay is debited to the Consolidated Fund of State of Himachal Pradesh. But as per clause 2.2 they shall not apply to the (g) persons employed on contract basis. And as per OM No. Fin(C)-B(7)-2/2021 dated 12.01.2022 Government has revised the emoluments of contract employees and fixed amount, equal to 60% (Sixty percent) of the first cell of the applicable level of the Pay Matrix of the corresponding cadre of employees, appointed/working on a regular basis. Thereafter, as per Finance Department notification no. Fin-(PR)B(7)-1/2021- loose dated 06.09.2022 it was decided that the pay of employee of those categories/posts included in Schedule-II shall be fixed at higher pay stage in the concerned level of pay matrix after completion of two: years regular service as given in Schedule-II". This rule shall apply to the employees who were appointed before 3rd January 2022.

And whereas, as per Department of Finance notification No. FINPR)- B(1)-1/2021-LOOSE dated 23.06.2022 Government has allowed placement in higher pay structure on completion of two years regular service as was admissible under Re-revision 2012 to the government employees who were in position before the notification of HP Civil Services (Revised Pay) Rules, 2022 on 03.01.2022.

And whereas, as per order of the Hon'ble High Court dated 29.11.2024 passed in CWP 1638/2024 titled as Mohit Sharma V/s State of H.P. and others, the benefit of higher pay scale has been granted to the petitioner vide office order No. EDN-HE(1)E(3)-2024-Pay scale dated 08.04.2025.

Whereas, as per representation of the petitioner, the case has been examined and found that the petitioners were appointed as TGT in the year, 2019, on contract basis and regularized in the year, 2022 and has desired the benefit on analogy of Mohit Sharma case. The petitioners are appointed before the 03.01.2022 on contract basis therefore, the case of the petitioners is similar siuated to the Mohit Sharma's case.

As order passed by the Hon'ble High Court and as per approval received from the Govt. vide their letter dated 01.11.2025, the petitioners are allowed higher pay scale in the concerned level of pay matrix after completion of two years regular service subject to the final outcome of LPA filed by the State in Mohit Sharma case. The DDO concerned is hereby directed to fix the pay of the petitioner and release the arrear as per Finance Department instruction from time to time and compliance report sent to this Directorate immediately. However, an undertaking to this effect may be obtained from the petitioner that the overpayment if any, found, in later stage shall be recovered from them accordingly. The entry be also made in the service book of individual concerned. May inform the parties accordingly.

DIRECTOR

Endst no. even dated Shimla-171001 August, 2026.

Copy forwarded for information and further necessary action to:-

1. The Secretary (Education) to the Government of Himachal Pradesh, Shimla-
2. The Deputy Director of School Education, Bilaspur H.P. with the directions to do the needful and also intimate the petitioner accordingly.
3. The Supdt. Legal Cell for information please.
4. **The DDO/Principal, concerned is hereby directed that if the petitioner's case is not found to be similarly situated, it shall be referred back to this Directorate immediately.**
5. Incharge IT cell with the request to upload the same on official website.
6. **Smt. Pooja Gupta, TGT(NM), GSSS, Kosriyan Distt. Bilaspur.**
7. Guard file.

DIRECTOR

Directorate of School Education
12 AUG 2026
Himachal Pradesh, Shimla-171001