No. EDN-SE-H(2)B(12)CWP /TGT's-2025-Pay scale.
Directorate of School Education
Himachal Pradesh, Shimla-171001
Dated Shimla-171001 June, 2026

Directorate of School Education
20 JUN 2026
Himachal Pradesh, Shimla-171001

"Office Order"

CWP No. 3308/26 Meena Kumari, CWP No. 5075/26 Sudesh Kumari ,CWP No. 19247/25 Inderjit Kaur, (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 different dated when Hon'ble High Court has directed that the "Consequently, in view of the above, this Court without going into the merits of the case deems it fit to dispose of the present petition with a direction to the respondents to consider and decide the pending representation (Annexure P-3) of the petitioner expeditiously, preferably within a period of six weeks in light of Mohit Sharma case (supra). Ordered accordingly. Needless to say, authority concerned, while doing the needful in terms of instant order, shall afford an opportunity of hearing to the petitioner and pass a speaking order thereupon. Liberty is reserved to the petitioner to file appropriate proceedings in appropriate court of law, if he still remains aggrieved. Pending applications, if any, also stand 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.

And whereas, the case of the petitioners have been examined in this Directorate and found that the petitioner have been filed CWP before the Hon'ble High Court on the analogy of CWP No. 1638/2024 titled as Mohit Sharma V/s State of H.P and the Hon'ble High Court has disposed of the above said case with the direction that to decide the aforesaid representation of the petitioners in accordance with law witin a period of six weeks from today. It is pertinent to mention here that the no opportunity was granted to the Department to file the reply to clear the position/facts.

The judgment of Mohit Sharma at para 4(v) is as under:-Even if Rule 7(A) of the Revised Pay Rules, 2022, is to be read independently of the Revised Pay Rules, 2022, which seems to be the misplaced contention of the State, then also the petitioners are entitled to the benefit of Rule 7(A). As in such situation also, it has to be held that Rule 7(A) does not place any embargo upon flow of benefits under it to the contractual employees, more so, upon their completing two years of regular service. The words used in Rule 7(A) pertaining to its applicability are "employees who are appointed before 03.01.2022," without making any distinction between contractual or regular appointment. Petitioners are appointees prior to 03.01.2022. Revised Pay Rules, 2022, therefore, become applicable upon regularization of contractual appointees and higher stage of pay provided under Rule 7(A) is to be released upon completing requisite number of years of regular service."

Whereas, the case of the petitioners 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 case of the petitioners are 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 and 04.04.2026, 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 June, 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, Kangra, Sirmour 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 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. MEENA KUMARI AND ORS

Address: D/o Shri Rikhi Ram, aged about 36 years, R/o Village Jaitter, Post Office Jhamoon, Tehsil Jaisinghpur, District Kangra, Himachal Pradesh, presently working as TGT (Arts) at GSSS Tihri, District Kangra, Himachal Pradesh.

7. Name: Sujata Devi

Address: W/o Shri Roop Singh, aged about 41 years, R/o Village and Post Office Tranda, Tehsil Nichar, District Kinnaur, Himachal Pradesh, presently working as TGT (Arts) at Government Senior Secondary School Kanda, Tehsil Kasauli, District Solan, Himachal Pradesh.

8. Name: Rattan Kumar,

Address: S/o Sh. Chander Sukh, aged about 48 years, R/o Village and Post Ribba, Tehsil Moorang, District Kinnaur presently working as TGT (Arts) at Government Senior Secondary School Brua, Tehsil Sangla, District Kinnaur, Himachal Pradesh.

9. Name: Kirti Kumari
Address: W/o Sh. Dharma Sharab, aged about 40 years, R/o Ropa, Tehsil Pooh, District Kinnaur, presently working as TGT (Arts) at Government Senior Secondary School Kilba, Tehsil Kalpa, District Kinnaur, Himachal Pradesh.

10. Name: Guddi devi
Address: D/o Sh. Bhagwan Dass, aged about 36 years, R/o Village and Post Office Kharahan, Tehsil Nankhari, District Shimla presently working as TGT (Arts) at Government Senior Secondary School Duttnagar, Tehsil Rampur, District Shimla, Himachal Pradesh.

11 Smt. Inderjeet Kaur, TGT(A), GSSS, Dagla Bock- Raja Ka Talab Distt. Kangra.
12 Smt. Sudesh Kumari, TGT(A), GHS Bharech u/c GSSS, Junga Distt. Shimla.
13 Guard file.

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