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

Directorate of School Education
23 JUL 2026
Himachal Pradesh, Shimla-171001

"Office Order"

CWP No. 6097/2026 Reena Thakur 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 different dated when Hon'ble High Court has directed that the "As prayed for, this petition is disposed of with the direction that representation (Annexure P-3) filed by the petitioner be decided by the Competent Authority within a period of twelve weeks from today in terms of the contents therein. Pending miscellaneous 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.**

Whereas, as per representation of the petitioner i.e. Smt. Sudershna Kumari the case has been examined and found that the petitioner was appointed as TGT, 22.02.2022 on contract basis and regularized in the year, 12.07.2024 and has desired the benefit on analogy of Mohit Sharma case. 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.**

As per Govt. notification dated 04.04.2026, "an employee appointed on a contract basis on or before 03.01.2022 shall receive the benefit of Rules 7(A) only after completion of two years of regular services. In case where, a petitioner appointed after 03.01.2022 has claimed benefit of Rule 7(A) the Administrative Department concerned may categorically state in its reply that the Rules dated 06.09.2022 are not applicable to such petitioner. The judgment in CWP No. 1638/2024 titled as Mohit Sharma V/s State of H.P. is also not applicable in such cases.

Further, the case of the present petitioners is not similar siuated to Sh. Mohit Sharma's judgment. Hence, claim on the ground of parity with Sh. Mohit Sharma is not tenable.

In view of the above, the petitioner Sudershna Kumari was not appointed prior to 03.01.2022 therefore, is not entitled to the higher pay scale in terms of the Notification dated 06.09.2022. Therefore, in view of the facts and circumstances, the representation of the petitioner(s) is hereby considered and rejected accordingly. The concerned authority is directed to inform the petitioner(s) accordingly.

- Sd -
DIRECTOR

Endst no. even dated Shimla-171001 July, 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, Una 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. Ms/ Smt. Sudarshna Kumari, TGT(A), GSSS, Mandli Distt. Una
7. Guard file.

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