Directorate of School Education
27 OCT 2026
Himachal Pradesh, Shimla - 171001

No. EDN(SE)-H(2)B(8) 15/2025-(leave)
Directorate of School Education
Himachal Pradesh, Lalpani, Shimla-1
Dated Shimla-171001 2026

OFFICE ORDER

Subject: **Grant of financial benefits in lieu of earned leave on account of retrospective regularization — regarding.**

Reference: **Representation submitted by the following applicants:**

1. **Vinay Kumar,** s/o Sh Jagdish Chand, Village Jogipur (Ambika Vihar) P.O. Kachhiari Kangra, Tehsil and District Kangra, H.P. presently retired TGT(Arts) from GSSS Nandrool, District Kangra, H.P. aged about 59 years.
2. **Parkash Chand Bhardwaj,** s/o Sh Sadhu Ram, Village Dohag, P.O. Jejwin, Tehsil Jhandutta, District Bilaspur, H.P. presently retired TGT (Arts) aged about 65 years.
3. **Data Ram Thakur,** s/o Late Sh Kirpa Ram Thakur, Village Doon, P.O. Kotlu Brahmna, Tehsil Ghumarwin, District Bilaspur, H.P. presently retired as TGT(Arts) aged about 65 years.
4. **Nirmala Kumari,** w/o Sh Bipin Sharma, R/o Ward No 4, House No 82, Shiv Nagar Pratap Gali Hamirpur, District Hamirpur, H.P. presently retired as TGT (Arts) from GSSS Rangas, Distinct Hamirpur, H.P. aged about 61 years.
5. **Sudha,** w/o Sh Bhuvnesh Sharma, R/o Ward No 4, House No 82, Shiv Nagar Pratap Gali Hamirpur, District Hamirpur, H.P. presently retired as TGT (Arts) from GSSS Kangoo, Distinct Hamirpur, H.P. aged about 61 years.
6. **Harnam Singh,** s/o Sh Gian Chand, Village Balh, P.O. Mohin, District Hamirpur, H.P. presently retired as TGT(Arts) from GMS Thana Darogan u/c GSSS Tauni Devi, District Hamirpur, H.P. aged about 63 years.
7. **Ashwani Kumar,** S/o Sh. Sohan Lal, R/o Vill. and P.O. Daslehra, Tehsil Jhandutta, Distt. Bilaspur, H.P. Presently Retired as TGT (Arts) from GSSS Daslehra, District Bilaspur, H.P. aged about 59 years.
8. **Jasbir Singh Katoch,** s/o Sh. Randhir Singh Katoch, R/o VPO and Tehsil Indora, District Kangra, H.P, retired as TGT(Arts) from GMSSS Indora, District Kangra, H.P. aged about 62 years.
9. **Surender Kumar,** s/o Sh. Kishore Chand, VPO Sakoh, Tehsil Dharmshala, District Kangra, H.P, retired as TGT(Arts) from GSSS Sakoh, District Kangra, H.P. aged about 62 years.
10. **Vinod Kumar,** s/o Sh. Lashkari Ram, Village Mundkhar, Tehsil Ki Bhoranj, District Hamirpur, H.P. presently retired as TGT (Arts) in GSSS Bhareri, District Hamirpur, H.P. aged about 59 years.
11. **Pradeep Kumar Acharya,** s/o Sh. Ishwar Dass Acharya, VPO Rakkar, Tehsil Baijnath District Kangra H.P, retire as TGT(Arts) from GHS Sagoor u/c GSSS Rakkar, Tehsil Baijnath, District Kangra, H.P. aged about 64 years.

12. **Ravi Kant,** s/o Sh. Sant Ram, VPO Mundkhar, Tehsil Bhoranj, District Hamirpur, H.P, retired as TGT (Arts) from GMS Karha u/c GSSS Kharwar Tehsil Bhoranj District Hamirpur H.P. aged about 64 years.
13. **Varjeet Mankotia,** s/o Late Sh. Milap Singh Mankotia, VPO Tiara, Tehsil and District Kangra, H.P, retired as TGT (Arts) from GHS Dehrian, District Kangra, H.P. aged 62 years.
14. **Ashok Kumar Choudhary,** s/o Sh. Ved Prakash Choudhary, Village Lalehar, P.O Kachhiari, Tehsil and District Kangra, H.P, presently posted as TGT (Arts) at GSSS Matour, District Kangra, H.P. aged about 62 years.
15. **Sudeshwar Singh,** S/o Sh. Goutam Singh, VPO Tiara Tehsil and District Kangra, H.P, retired as Principal from GSSS Matour Tehsil and District Kangra, H.P. aged about 64 years.

Whereas, the representations have been received from various applicants as mentioned above. It has been submitted that all the services of applicants have deemed regularized retrospectively from the initial date of appointment and, therefore, they are entitled to credit of earned leave alongwith financial benefits for the period of deemed regularization, in terms of the judgment rendered in CWP No. 8382/2025 titled *Anita Kumari Vs. State of H.P. & Others*;

Whereas, the Hon'ble High Court of Himachal Pradesh in CWP No. 8382/2025 titled *Anita Kumari Vs. State of H.P. & Others* held as under:

> ***"In view of above discussion, the impugned office circular/letter dated 17.12.2024 (Annexure P-6) and office order dated 11.07.2025 are quashed and set aside. Petitioner is held entitled to financial benefits in lieu of earned leaves falling to her credit on account of her retrospective regularization to maximum of 300 earned leaves in her total service career. In the given facts, petitioner, however, shall not be entitled to claim earned leaves from the date of her retrospective regularization till her actual joining the post on regular basis for any other purpose. The writ petition is disposed of on above terms. Pending miscellaneous application(s), if any, also stand disposed of."***

Whereas, the Hon'ble High Court in CWP No. 5043/2022 titled *Sunita Sangroli Vs. State of Himachal Pradesh & Others* had earlier directed grant of benefit of earned leave from the initial date of appointment and in compliance to the judgments passed by the Hon'ble High Court, the Government of Himachal Pradesh vide letter No. EDN-B-E(3)-4/2024 dated 01.08.2024 & 25.09.2025 clarified that earned leave be credited in favour of similarly situated petitioners from the date of retrospective regularization, however, **without financial benefits**. The department implemented the aforesaid judgments in various similarly situated cases vide Office Order No. EDN-H(2)B(8)11/2023-Leave(Court Cases) dated 17.12.2024 and 11.09.2025.

Whereas, the judgment rendered in the case of *Anita Kumari* has not attained finality, and the issue concerning the grant of financial benefits in lieu of earned leave, along with the consequential financial benefits arising therefrom, remains unresolved. Furthermore, the said judgment has not yet been implemented.

And whereas, State of HP has preferred a LPA in CWP 13713/2025–titled as Lalait Mohan Vs State of H.P. and Others, and the Hon'ble Court has passed the following judgment in the said case listed on 25.05.2026

"Learned Additional Advocate General submits that the State has preferred a Letters Patent Appeal against the judgment passed in the present case. In light of this fact, these proceedings are closed with the observation that after the decision in the Letters Patent Appeal, the petitioner may approach this Court by way of execution proceedings, depending upon the fate of the Letters Patent Appeal".

And Whereas, the Hon'ble High Court of Himachal Pradesh, in **COPC No. 398 of 2026, titled** ***Joginder Singh vs. Rakesh Kanwar & Another***, also observed as under:

"Learned Additional Advocate General has placed on record communication dated 06.07.2026, wherein it is stated that in a similar matter, the respondent Department has preferred LPA No. 386 of 2026 against the judgment dated 17.12.2025 passed in CWP No. 13713 of 2024 titled Lalit Mohan vs. State of H.P. In light of this fact, these proceedings are closed with the observation that after the decision in the Letters Patent Appeal, the petitioner may approach this Court by availing the appropriate remedy available under law depending upon the fate of the Letters Patent Appeal."

Whereas, upon careful examination of the representations submitted by the concerned applicants, it is observed that though their services were deemed regularized retrospectively from the initial date of their appointments and the applicants have relied upon the judgment passed in *Anita Kumari's case* for grant of financial benefits of earned leave, **however, the said judgment has not attained finality as on date and the same has not yet been implemented.**

Now, therefore, in view of the facts stated herein above, no finality has yet been attained in the leading case in CWP No. 8382/2025 titled *Anita Kumari vs. State of H.P. & Others*. The State of HP has preferred a LPA in CWP 13713/2025–titled as Lalait Mohan Vs State of H.P. and Others, The applicants shall be entitled to consideration of their claim for financial benefits in lieu of earned leave **after the issue attains finality in the pending judicial proceedings**, subject to the final outcome of the said proceedings and the Government instructions/orders applicable at that time. The representations are, accordingly, **disposed of.**

Director School Education
Himachal Pradesh, Shimla-1

Endst. No. Even Dated: Shimla-1 the, 2026

Copy for information and further necessary action to:-

1. The Nodal Officer, IT Cell, Dte. of school Edu. H.P. to upload the same on Departmental website.
2. All the individual concerned.
3. Guard file.

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27 OCT 2026
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