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

"Office Order"

CWP No. 1111/2026 Vijay Kumar V/s State of H.P., (Regarding on analogy of Mohit Sharma)

The petitioners has filed the present Civil Writ Petition thereby seeking the relief to grant the benefit of higher pay scale after completion of two years of regular service from the due date, as 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 dated 09.01.2026 when the Hon'ble High Court has directed that "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 representations of the petitioners (Annexures P-3 & P-4colly) in light of Mohit Sharma (supra), expeditiously, preferably within a period of six weeks from today.** Ordered accordingly. Needless to say, authority concerned, while doing the needful in terms of instant order, shall afford an opportunity of being heard to the petitioners and pass speaking order thereafter. Pending applications, if any, stand disposed of.."

Whereas, as per direction of the Hon'ble High Court, the case of the petitioners has been examined and found that the petitioners, *Sh. Noke Singh, Sh.Leela Dhar, Smt. Prabha Devi and Sh. Raghubir were appointed as TGT on contract basis in the year, 2015 and subsequently the services of the petitioner were reguarlised on dated 01.04.2018.* Thereafter, the petitioner has been awarded the higher pay scale after completion of two years of regular services in accordance with Government instruction issued vide notification dated 27.09.2012.

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 of Sh. Mohit Sharma, the contract period was 03 years and as per Government directions issued vide letter dated contractual employee were regularized after completion of 03 years of continuous services on contract basis. Subsequently, the services of the petitioner was regularized on 19.01.2022 i.e. after 3.1.2022 when the Government has already been introduced the sixth Pay commsission and issued revised pay structure vide notification dated 03.01.2022. As per the revised pay Rule, 2022, employee appointed on or before 03.01.2022 and regularized after 03.01.2022 were not eligible for Higher Pay Scale after completion of two years regular service. However, the Government vide notification dated 06.09.2022 allowed the Higher Pay Scale to those employee whose services were regularized before 03.01.2022 and Sh. Mohit Sharma was not falling under this notification. Thereafter, Sh. Mohit Sharma filed CWP No. 1638/2024 titled as Mohit Sharma Vs State of H.P. in the Hon'ble Court for Higher Pay Scale in accordance with notification dated 06.09.2022 and in compliance to the Judgment dated 29.11.2024 passed in CWP No. 1638/2024, the benefit of Higher Pay Scale after completion of two years of regular services was granted to the Petitioner Sh. Mohit Sharma.

Thus, in view of above stated facts, the case of the Petitionerd are entirely different to Mohit Sharma's case as the Petitioner was already allowed Higher Pay Scale in the Year of 2020 whereas in Mohit Sharma's case, benefit of Higher Pay Scale was not given to Sh Mohit Sharma as the same was absent in the revised Pay Rules, 2022, however, in compliance to the order of the Hon'ble Court the benefit of Higher Pay Scale was granted to Sh. Mohit Sharma in accordance with notification dated 06.09.2022.

In view of facts stated hereinabove, I am of the considered view that the present petitioners are not similar siuated to Sh. Mohit Sharma's case and cannot claim parity with Mohit Sharma. The representation of the petitioner(s) is hereby considered and rejected accordingly. The concerned authority is directed to inform the petitioner(s) accordingly.

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 Kullu and Mandi H.P. with the directions to do the needful and also intimate the petitioner accordingly.
3. Sh. Noke Singh, TGT(A), GSSS, Shasher Distt. Kullu.
4. Sh. Leela Dhar, TGT(A), GBSSS, Reohari Distt. Kullu.
5. Smt. Prabha Devi, TGT(A), GHS Sihan Distt. Mandi.
6. Sh. Ragubir TGT(A), GSSS, Khalyani Dist. Kullu
7. The Supdt. Legal Cell for information please.
8. Incharge IT cell with the request to upload the same on official website.
9. Guard File.

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

DIRECTOR