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No. EDN-HE(19)B(1)-8/2022-Contract-Regl.  
Directorate of Higher Education,  
Himachal Pradesh.

Dated: Shimla-171001, the 05, March, 2022

**ORDER**

Whereas, the contract appointment in education department was contrary to R&P Rules and candidate of local employment exchange participated in selection process and initially it was stopgap arrangement. Whereas, Lecturer School cadre is state cadre. The Govt. after cabinet approval conveyed decision to regularized the service of those contractual who have complete 08 years of continues services as on 31.12.2004 from 01.01.2005 and those who are going to complete 08 years contract service as on 31.12.2005 w.e.f. 01.01.2006 however in approval it was mentioned that for contractual who will complete 08 years' service as on 31.12.2005 orders should be issued after 31.12.2005 i.e. regularization w.e.f. 01.01.2006. Thereafter Government had not given any approval to regularize the service of contractual till 09.09.2008. First time regularization policy for contractual was notified by DOP to the Government on 09.09.2008 and it was mentioned that those contractual who have complete 08 years services as on 31.03.2008 may be regularized after observing codal formalities. As per Govt. decision regularization granted to them after 08/09 years contract service itself is a generous gesture on the part of the Government since after regularization they have been given regular scale and is treated at par with other regular employee. This generous gesture shown by the Government is in deviation of the normal channel of recruitment. These contractual have filed various CWP's before the Hon'ble High Court of Himachal Pradesh.

**And whereas** Smt. Arpana Bali was appointed as a temporary measure on "Contract Basis" by the Principal GSSS Girls Chamba District Chamba as Lect. Music (Vocal) and she joined on 12.11.1998. Her services were regularized by the department vide office dated: 02.03.2009. She has filed CWP No. 1853 of 2009-D before the Hon'ble High Court of Himachal Pradesh which was disposed of on 10.04.2013 is as under: -

*"19. Accordingly, there shall be a direction to the 2<sup>nd</sup> respondent to order the regularization of the petitioner on notional basis w.e.f. 1.1.2007, within a period of two months from the date of production of a copy of this order by the petitioner before the 2<sup>nd</sup> respondent. However, the due and admissible monitory benefits be restricted from*

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the date of she had joined duties pursuant to the office order dated 02.03.2009, Annexure P-13.”

And whereas, the matter was under consideration with the Govt. under which it has been conveyed vide letter no. EDN-C-B(15)10/2015 dated 05.10.2019 is as under:-

*“Examined. Department is advised to settle the issue as per directions of the Hon’ble High Court. Further instructions dated 15.12.2011 and 07.01.2012 issued by Finance Department may also be kept in view by the Department.*

And whereas, the cases of these petitioners were also taken up with the Government and it has been conveyed vide letter no. EDN-B-E(5)-9/2020 dated 29.12.2021 is as under: -

*“The case of Arpana Bali was implemented as per the advice of the Law Department and Finance Department. The Director of Higher Education is directed to consider the case and decided the CWP No. 89/2020 titled as Anil Rana Vs State of H.P. and others as per the advice of the Law Department and Finance Department in Arpana Bali’s case provided that the CWP No. 89/2020 titled as Anil Rana Vs State of H.P and other connected cases are similar to the case of Arpana Bali in CWP No. 1853/2009-D.”*

Now therefore, in view of the facts and circumstances of the case and as per order passed by the Hon’ble High Court in CWP No. 1853 of 2009-D and further approval conveyed by the Government vide letter No. EDN-B-E(5)-9/2020 dated 29.12.2021 the regularization in service to these contractual are hereby allowed date as shown in column 5.

Sr. No.	Name of the petitioner with place of posting at the time of filing CWP	Date of initial contract appointment	Date of earlier regularization allowed	Regularization being allowed in light of CWP No. 1853 of 2009-D Arpana Bali Vs State.
1	2	3	4	5
1	Inder Singh Lect. History GSSS Slapper (MND)	03.04.1999	31.12.2008	01.01.2008
2	Vikram Gautam Lect. Commerce GSSS Slapper (MND)	20.11.1999	31.12.2008	01.01.2008
3	Ram Gopal Lect. Hindi DIET Solan (SLN)	16.06.1998	31.12.2008	01.01.2007
4	Deepanjli Joshi Lect. Maths GSSS Bhojnagar (SLN)	22.06.1998	31.12.2008	01.01.2007

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5	Mahender Verma Lect. Pol. Science GSSS Bhumti (SLN)	13.10.1998	01.01.2009	01.01.2007
6	Anjana Devi Lect. Hindi GSSS Okhroo (SML)	13.10.1998	31.12.2008	01.01.2007
7	Gianeshwar Sharma Lect. Pol. Science GSSS Danoghat (SLN)	29.10.1998	31.12.2008	01.01.2007
8	Mohender Sharma Lect. History GSSS Danoghat (SLN)	06.11.1998	31.12.2008	01.01.2007
9	Hari Singh Lect. Music (Vocal) DIET Solan (SLN)	27.07.1999	31.12.2008	01.01.2008
10	Rakesh Kumar Lect. Pol. Science GSSS Naghiar (BLP)	24.10.1998	31.12.2008	01.01.2007
11	Raj Kumar Mishra Lect. History GSSS Jukhala (BLP)	10.11.1998	31.12.2008	01.01.2007
12	Surekha Gautam Lect. Pol. Science GSSS Chandpur (BLP)	01.09.1998	31.12.2008	01.01.2007
13	Jitender Singh Chauhan Lect. History GSSS Nohradhar (SMR)	22.05.1998	31.12.2008	01.01.2007
14	Man Singh Lect. Economics GSSS Haripurdhar (SMR)	25.06.1998	31.12.2008	01.01.2007
15	Surender Pal Chauhan Lect. Pub. Admn. GSSS Bhawai (SMR)	25.06.1998	31.12.2008	01.01.2007
16	Surender Singh Lect. English GSSS Nohradhar (SMR)	31.12.1999	31.12.2008	01.01.2008
17	Rakesh Kumar Lect. Economics GSSS Shamathla (SML)	14.05.1998	31.12.2008	01.01.2007
18	Sunil Chauhan Lect. Pol. Science GSSS Shamathla (SML)	25.08.1998	01.01.2007	01.01.2007
19	Krishan Lal Lect. English GSSS Bhuti (SML)	07.07.1998	31.12.2008	01.01.2007
20	Yashvir Singh Chauhan Lect. History GSSS Totu (SML)	08.05.1998	31.12.2008	01.01.2007
21	Tilak Raj Sharma Lect. Geography GSSS Boys Nahan (SMR)	03.11.1997	31.12.2008	01.01.2007
22	Sushil Kumar Lect. Geography GSSS Kandaghat (SLN)	03.08.1998	31.12.2008	01.01.2007
23	Indu Rana Lect. English	01.09.2001	27.07.2010	27.07.2010

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	GSSS Tarsooh (BLP)			
24	Raj Kumar Lect. English GSSS Nanwan (MND)	09.11.1998	31.12.2008	01.01.2007
25	Nisha Mishra Lect. English GSSS Chachian (KGR)	28.09.1998	31.12.2008	01.01.2007
26	Rajesh Kumar Sharma Lect. Commerce GSSS Kuthera (BLP)	17.11.1999	31.12.2008	01.01.2008

The Principal's concerned schools are hereby directed to fix the pay of Lecturer school in regular scale of Rs. 10300-34800 + 4200 Grade Pay with initial start of Rs. 12090+4200 Grade Pay and others allowances as admissible from time to time and the arrear be released as per **Finance Department Instructions dated 07.01.2012 and 15.12.2011** and the entry in this regard may also be made in the service book of the petitioners. May inform the parties accordingly.



(Dr. Amarjeet K. Sharma)  
Director Higher Education,  
Himachal Pradesh, Shimla-I

Endst. No. Even Dated: Shimla-171001, the **05, March, 2022**  
Copy forwarded for information and necessary action to:-

1. The Principal Secretary Education to Govt. of Himachal Pradesh w.r.t. letter No. EDN-B-E(5)-9/2020 dated 29.12.2021.
2. The Ld. Distt. Attorney (Education), Directorate of Higher Education, HP.
3. The concerned Deputy Director of Higher Education Himachal Pradesh.
4. The concerned Principal Govt. Senior Secondary Schools Himachal Pradesh.
5. DA dealing with Lecturer/Lecturer (School-New) Seniority/Pay fixation/ ACPs for necessary information.
6. In-charge IT Cell to upload the same on departmental website.
7. Guard file.



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