



Copy of letter No.PER.(AP)-C-F-(1)-1/2002 dated 6th October 2006 received from the Chief Secretary, Govt.of Himachal Pradesh, addressed to All the Secretaries/All the HODs /All the Deputy Commissioners in Himachal Pradesh.

Subject:- The Constitution (Eighty-Fifth Amendment) Act, 2001-Seniority of SC/ST Government servants on promotion by virtue of rule of reservation /roster -Supreme Court Orders thereto.

Sir,

I am directed to invite your attention to this Department's letter of even number dated the 24th October 2002 on the subject noted above, vide which it was decided to fill up the promotional posts on adhoc basis by following the same procedure as is followed for making regular promotions. As a result of adhoc promotions, the promotee officers/officials are being denied the right to exercise their option under FR-22. This matter has been reconsidered by the Govt. and it has now been decided that the earlier instructions of dated the 24th October 2002 shall be deemed to have been amended retrospectively to the extent that the word " adhoc" contained in these instructions may be substituted by the word " regular" for filling up the promotional posts on regular basis where the regular procedure has been followed for making adhoc promotions in the past, so as to enable the earlier adhoc promotee officers/officials to exercise their option under FR22 for the fixation of their pay subject to the following rider:-

"This /these promotion(s) will however be subject to the final outcome on the Writ Petition (Civil) No.61/2002 titled M.Nagaraj & Ors Vs Union of India & Ors and Writ Petition (Civil) No. 295/2002-titled Devi Ram Tanwar & Ors Vs Union of India & Ors. in the Hon'ble Supreme Court of India."

2. In the wake of above narration, the earlier promotion orders made on adhoc basis may be modified accordingly and in future, the promotional posts be filled in on regular basis with the same rider .

3. These instructions may kindly be brought to the notice of all concerned for compliance.

Sd/-

Under Secretary (Pers.) to the
Govt. of Himachal Pradesh

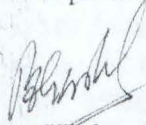
(P.T.O.)

Ends.No. EDN-HE(12)B(6)21/2012-Promotions-I dated Shimla – 1 the January, 2014

Directorate of Higher Education,
Himachal Pradesh, Shimla

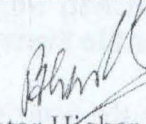
In pursuance to the decision of the Government of Himachal Pradesh conveyed, vide Department of Personnel letter *ibid*, & in continuation to this Directorate officer order No. EDN-H(12)B(6)-24/2007-Promotion, dt.21st July, 2007 the "adhoc promotions" of the PETs to the post of DPE are hereby regularized from the date he/she actually joined the post of DPE. The official concerned may exercise his/her options for fixation of their pay under F.R.-22 within a month from the date of issue of these orders.

These orders are also available on departmental website www.educationhp.org


Director Higher Education,
Himachal Pradesh, Shimla.

Copy for information & further necessary action to:

1. The Principal Secretary (Higher Education) to the Govt. of H.P.
2. The Director of Elementary Education H.P.
3. All the Deputy Directors of Higher Education in H.P.
4. All the Principals, Govt. Senior Secondary Schools in the Pradesh, with the directions to ensure proper entries of regularizations of promotion orders be recorded in the service book of individual concerned before forwarding the cases for further fixation under the provision of FR-22 (1)a(1).
5. The Superintendent, IT Cell of this Directorate with a request to upload this communication on this Department website www.educationhp.org.
6. Guard file.


Director Higher Education,
Himachal Pradesh, Shimla.