

NO.EDN-A-Kha (15)14/2016.
Government of Himachal Pradesh
Department of Higher Education

From

The Principal Secretary (Education) to the,
Government of Himachal Pradesh Shimla-171002.

To

The Director Higher Education,
Himachal Pradesh Shimla-2.

Dated, Shimla-2 the 1st December, 2017.

Subject:- Uploading of Legislative documents i.e. Acts and subordinate legislation including rules, regulation, notifications, circulars etc. by State Government and relevant authorities under them on the India Code Portal.

Sir,

I am directed to enclose here with a photocopy of letter No. LL/A(3)-3/2014 dated 14.12.2017 (alongwith its enclosers), received from Adl. L.R.-cum-Addl. (Law) to the Govt. of H.P., on the subject cited above and to request you to take further necessary action in the matter accordingly.

Yours faithfully,

Naresh
Joint Secretary (Hr. Edu.) to the,
Government of Himachal Pradesh
the December, 2017.

Endst No. As above. Dated: Shimla

Copy to:

1. The Addl. L.R.-cum-Addl. (Law) to the Govt. of H.P. w.r.t. his letter referred to above.
2. Guard file.

(Naresh Thakur)
Joint Secretary (Hr. Edu.) to the,
Government of Himachal Pradesh
Email-nthakur_78@yahoo.co.in
Ph. No.0177-2628501.

161487
21 DEC 2017


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Directorate of Hr. Education
Himachal Pradesh

Endst. No. EDN-H(1)B(15)1/2009- Imp. Instt. Dated Shimla – 171001 the
Copy for information and further necessary action is forwarded to:-

20/11/2018

- 01 The Secretary (Edu.) to the Govt. of H.P. w.r.t. his letter No. EDN-A-Kha(15)14/2016, Dated 18.12.2017 for information please.
01. The Additional Director of Higher Education (C / S), H.P.
02. The Joint Director of Hr. Education (Admn.), H.P.
03. The Joint Director of Hr. Education, C-I/ C-II/S/Inspection, H.P.
04. The Joint Controller (F&A), Dte. of Hr. Education, H.P.
05. The OSD(C)/ OSD (Skt.) Directorate of Hr. Education, H.P.
06. The DDO, Directorate of Hr. Education, H.P.
07. All the Principals of Govt. Degree Colleges in the H.P.
08. All Deputy Directors/ Assistant Directors, Dte. of Hr. Education, H.P.
09. All the Deputy Directors of Higher Education, H.P. with the remarks to take further necessary action in the matter accordingly.
10. The Group Commander, GP HQ, Shimla -4.
11. The Chief Librarian, Center State Library Solan.
12. All the District libraries in the H.P.
13. All the NCC units in the Pradesh.
14. All the Principals/ Headmasters Govt. Sr. Secondary / High Schools in H.P.
15. The PS to the Director of Higher Education, H.P.
16. All the Superintendents in the Directorate of Hr. Education, H.P.
17. *The Superintendent Computer Cell, Dte. of Hr. Education, H.P. with the remarks to upload the said orders on the deptt. Website and take further action accordingly.*
18. Guard File.


Joint Director Higher Education (A)
Himachal Pradesh

5417/5747
16/12/17

TIME BOUND
MOST URGENT

4143

NO. LLR-A (3)-3/2014
Government of Himachal Pradesh
Law Department

From

The L.R.-cum- Pr. Secretary (Law) to the
Government of Himachal Pradesh.

To

All the Additional Chief Secretaries/
Administrative Secretaries to the
Government of Himachal Pradesh/NIC HP Sectt.
Dated Shimla-2, the 14th December 2017.

Subject; Uploading of Legislative documents, i.e., Acts and subordinate legislation including rules, regulations, notifications, circular etc. by State Government and relevant authorities under them on the India Code Portal.

Sir,

I am directed to forward herewith a photocopy of D.O. Letter No. 11(46)2015-RTI, dated 25th of October, 2017, along with its enclosures, from Dr. G. Narayana Raju, Secretary to the Government of India, Ministry of Law & Justice, Legislative Department, addressed to the Chief Secretary to the Government of Himachal Pradesh on the subject cited above.

In this context, it is stated that Ministry of Law and Justice vide the above referred to letter has enclosed a copy of the Order dated 22-09-2017 passed by the Hon'ble High Court of Delhi in WP(C) 4761/2016 and C.M. Appl 22914/2016, with a request, in view of the directions of the Hon'ble Court in the matter aforesaid, to take necessary action in consultation with the NIC for uploading of legislative documents, i.e., Acts and subordinate legislation, including rules, regulations, notifications, circulars, etc. pertaining to the State Government and relevant authorities under the State Government on the New India Code Portal.

In this behalf it is pertinent to point out that in the recent past this Department has been entrusted with the job of codifying and updating the Acts enacted by the State Government and the department is already in the process of updating and codifying the same for further uploading on INTERNET, i.e on the Web Portal of the Law Department available on www.himachal.nic.in for making these Acts readily accessible to the public at large. So far as the rules, regulations, notifications, by-laws, circulars etc. are concerned, the same are required to be compiled by the Administrative Department concerned being custodian of the same. In this regard, a meeting under the Chairmanship of Chief Secretary to the Government of Himachal Pradesh is likely to be convened shortly to sort out the issue in hand. However, in the meanwhile, all the Administrative Departments are, therefore, requested to kindly undertake an exercise to process the compilation of all the rules, regulations, notifications, circulars etc. pertaining to their departments so that the same could be discussed in the meeting to be held by the Chief Secretary for taking requisite action accordingly.

(This has the prior approval of the Worthy Chief Secretary.)

Encls. As above

Yours faithfully,

Addl. L.R.-cum-Addl. Secy. (Law) to the
Govt. of Himachal Pradesh.

15/12 ✓
3 Encls

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S.O (4/2) (Sub
15-12-17)



57/14/17
8/10/17

(14/11/17)

GOVERNMENT OF HIMACHAL PRADESH
SECRETARIAT, SHIMLA

25th October, 2017

D.O.NO.11(46)2015-RTI

13/11/17

20/11/17
11/11/2017
LR (log)
10.11.17
3.11.17

Shri Pharka,

A copy of the order dated 22.09.2017 of the Hon'ble High Court of Delhi in WP(C) 4761/2016 and C.M.Appl 22914/2016, regarding uploading of all legislative documents i.e., Acts as well as subordinate legislations made under such Acts including rules, regulations, notifications and circulars, on the India Code Portal, is enclosed. A compliance report in the matter is required to be filed before the Hon'ble Court one week prior to the next date of hearing on 15th December, 2017.

2. I may bring to your notice that after hearing the parties, the High Court passed an order dated 22.09.2017 that in the first phase the elements mentioned in the order should be included in the new India Code web portal which is under development by the National Informatics Centre (NIC). One of the directions in the aforesaid order is that the portal shall also enable uploading of legislative documents including Acts and subordinate legislations, i.e., rules, regulations, notifications, circulars, etc., by the State Governments and relevant authorities under them. The Cabinet Secretariat is coordinating the implementation of the directions contained in the order dated 22.09.2017.

3. In view of above, I shall be grateful if you could kindly take necessary action in consultation with the NIC for uploading of legislative documents i.e. Acts and subordinate legislations, including rules, regulations, notifications, circulars, etc., pertaining to your State Government and relevant authorities under your State Government on the new India Code Portal.

With regards,

Yours sincerely,

(Dr. G.NarayanaRaju)

Shri V.C.Pharka
Chief Secretary,
Govt. of Himachal Pradesh,
Secretariat, Shimla- 171002

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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P. (C) 4761/2016 & CM.APPL.22914/2016

UNION OF INDIA

..... Petitioner

Through

Mr.Ruchir Mishra with Mr.Mukesh
Kumar Tiwari, Advocates.
Mr.J.P.Kukreti, STD, NIC, Mr.Manoj
Tuli, TD, NIC and Mr.Surinder
Kumar, STD, NIC.
Mr.Udaya Kumar, Joint Secretary,
Mr.K.V.Kumar, Addl. Legislative
Counsel and Mr.Chitkara,
Dy.Secretary from Legislative Deptt.

versus

VANSH SHARAD GUPTA

..... Respondent

Through

Mr.Ketan Paul, Advocate for
Mr.Jayant Bhushan, Amicus Curiae.
Mr. Abhijat, Amicus Curiae with
Mr. Shaashwat Jindal, Advocate.

CORAM:
HON'BLE MR. JUSTICE MANMOHAN

ORDER
22.09.2017

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Today, officials from the Ministry of Law and NIC made a presentation of the New India Code web portal which is in development.

After hearing the parties, the following elements are directed to be included in the new portal in the first phase:-

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It is further directed that a Nodal Agency/Committee shall be created by the Cabinet Secretariat to coordinate the implementation of the above directions.

Let the compliance report be filed one week prior to the next date of hearing.

List the matter on 15th December, 2017.

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MANMOHAN, J

SEPTEMBER 22, 2017

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1. All Central Acts and Subordinate Legislations passed by the Central Government including Rules, Regulations, Notifications and Circulars should be made available on this portal.
2. The data uploaded on the portal should be available in machine readable PDF format.
3. The navigation on this portal should enable visitors of the website to view a complete chain right from the parent Act to the subordinate Legislations passed by the Central Government under the parent Act.
4. All Central Ministries, Departments, Statutory/Autonomous Bodies and other relevant competent authorities shall assign a Nodal Officer to deal with the creation and uploading of Legislative documents onto the portal created by NIC.
5. All such Nodal Officers shall create and upload this data in a standardized format. This format shall be in machine readable PDFs and hyperlink friendly.
6. The portal created by NIC shall enable uploading of aforementioned data by all such Nodal Officers.
7. All such Nodal Officers shall upload this Data along with metadata as required.
8. This portal shall also enable hyperlinking between Acts, Rules, Regulations and other subordinate Legislations as necessary.
9. This portal shall also enable uploading of Legislative documents including Acts, Rules, Regulations and subordinate Legislations by State Governments and relevant authorities under them.
10. This portal shall be mobile friendly.