

02 SEP 2026

शिमला-1

No. PER(AP)-C-E(3)-2/2026
Government of Himachal Pradesh.
Department of Personnel (AP-III).

From

The Chief Secretary to the
Government of Himachal Pradesh.

To

1. All the Administrative Secretaries to the Government of Himachal Pradesh.
2. All the Divisional Commissioners in H.P.
3. All the Deputy Commissioners in H.P.
4. All the Heads of the Departments in H.P.
5. All the Chairman/Managing Directors/ Secretaries & Registrars of the Public Sector Undertakings/ Corporations/ Boards/ Universities etc. in H.P.

Dated: Shimla-171002, 18th the August, 2026.

Subject:- Judgment dated 25.04.2026 (Citation:2026: HHC:13536) passed by the Hon'ble High Court of Himachal Pradesh in CWP No.3361 of 2025 and connected matters of Taj Mohammad Case - instructions thereof.

Madam/Sir,

I am directed to say that the Himachal Pradesh Recruitment and Conditions of Service of Government Employees Act, 2024 has been quashed by the Hon'ble High Court vide the judgment dated 25.04.2026 (Citation:2026: HHC:13536) in CWP No.3361 of 2025 titled as Devinder Kumar and Ors. versus State of Himachal Pradesh and Anr. a/w connected matters. The State Government had preferred appeal in the Hon'ble Apex Court which also stand dismissed vide order dated 29-07-2026 of Hon'ble Supreme Court in SLP No. 24885/2026.

The judgment in ibid case i.e. CWP No.3361 of 2025 titled as Devinder Kumar and Ors. versus State of Himachal Pradesh and Anr. a/w connected matters is linked to the judgment of erstwhile Himachal Pradesh Administrative Tribunal in Lekh Ram case (O.A.No.3337 of 2016 dated 25.05.2017) and further

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judgment of division bench of Hon'ble High Court in Taj Mohammad case (CWP No.2004 of 2017, dated 03.08.2023). The legal position in Taj Mohammad's case alongwith other connected cases and incidental matters thereto were discussed with the Ld. Advocate General, State of Himachal Pradesh and it has been decided that the judgments/orders passed in all matters/CWPs based on the judgment of Taj Mohammad case and incidental matters thereto in different departments to be examined and decided only at the level of concerned Administrative Department of the State Government and no field level officer shall decide such cases without approval of Administrative Department.

These instructions may be brought to the knowledge of all concerned including Drawing and Disbursing Officers in the departments for strict compliance.

Yours faithfully,
M. Sudha Devi

(M.Sudha Devi)
Principal Secretary(Personnel) to the
Government of Himachal Pradesh.

Endst No. PER(AP)-C-E(3)-2/2026 Dated: Shimla the 18th Aug., 2026.

Copy forwarded for information and necessary action to:-

1. The Secretary to the Governor, Himachal Pradesh, Shimla-2.
2. The Secretary, H.P. Vidhan Sabha, Shimla-171004.
3. The Registrar, H.P. High Court, Shimla-171001.
4. The Secretary, H.P. Public Service Commission, Shimla.
5. The Secretary, H.P. Rajya Chayan Aayog, Hamirpur.

Ved Prakash
(Ved Prakash)

Under Secretary(Personnel) to the
Government of Himachal Pradesh.
Tel.No.0177 - 2624554

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Directorate of Higher Education
Himachal Pradesh

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Endst. No: EDN-H(8)E(3)-CWPNo.3361/2024 Dated: Shimla
Copy for information and further necessary action to:-

Aug , 2026

1. All the Principals of Govt. Colleges in Himachal Pradesh.
- ✓ 2. The Supdt. (IT Cell), Directorate of Higher Education with the direction to upload the said Notification on Departmental website today positively.

IT
J
Director of Higher Education
Himachal Pradesh