

Registered

No. Shiksha-Him(19)B(4)-2/2024 (ACP lecturer)  
Directorate of Higher Education  
Himachal Pradesh  
Dated Shimla-171001 the,

20 October, 2024

To

Dy. Director of  
Higher Education  
04 NOV 2024  
6843  
Diary No.  
Serial No.

The Deputy Director Higher Education,  
Kangra District Kangra Himachal Pradesh.

Subject:-

Judgment passed by Hon'ble High Court in CWPOA 5536/2020 and benefits of ACP thereof.

Sir,

Find enclosed herewith the representation in original in respect of lecturer working in District Kangra with the request to examine the matters and take further necessary action as per instruction issued by the finance department from time to time and advice of Law Department in CWPOA No. 5536/2020 in OA No. 6803/2012 titled as Sanjay Kumar Vs State of HP and others (copy enclosed).

Encl: As above.

Branch Officer (+2 Branch)  
Directorate of Higher Education  
Himachal Pradesh

Endst.No-EDN-KGR(A-5)Pay.Fix-/2024-  
Office of the Deputy Director of Higher Education  
Kangra at Dharamshala

Dated: Dharamshala

Nov, 2024

Dy. Director of  
Higher Education  
11 NOV 2024  
Dispatch No. 9091-98  
Kangra at Dharamshala

Copy forwarded to:-

1. The Principal GSSS Bhawarna, Daulatpur, Daroh, Naura, Pahra, Bhoda, Dheera, Kandbari Distt. Kangra for further n/action please. (List attached and examine the matters as per instruction issued by the finance department from time to time.)
2. Guard file.

Deputy Director of Higher Education  
Kangra at Dharamshala

To

1<sup>st</sup> September, 2024



1. Director of Higher Education  
Directorate of Education, Shimla-171001

Subject:- judgment passed by Hon,ble High Court in CWPOA 5536/2020 and benefits of ACP thereof.

Sir

It is humbly submitted that, We all were initially appointed as Lecturers in the year 1997-98, thereafter our services has been regularized in the year 2006/2007. That thereafter under ACP scheme 4-9-14 two increments has been granted. As matter of fact first benefits under ACP after 4 years services has been granted to us somewhere in the year 2011, and thereafter now in the year 2021 benefits of ACP after 14 years has also been granted, however 9 year ACP has not been granted for the reason that in the year 2012 fincial up gradation on account of post wise revised rules as also been counted as benefits under ACPs, which otherwise not permissible.

That recently Hon,ble High Court of H.P. in CWPOA 5536/2020 titled as Sanjay Kumar versus State of HP, held that benefits of revised rules 2012 cannot be termed as benefits of ACPs. That in para 12 of the judgment it is clearly held that **Finical up gradation if any, on account of pay revision cannot be ground to deny benefit under ACPS.** Copy of judgment is also annexed herewith as **Annexure A-1.** We were also denied benefits of first ACPs on account of same fincial up gradation in the year 2012. It is therefore kindly benefit of ACPS on completion of 9 years of service also be granted to us, in view of directions contained in judgments.

Yours faithfully

1. Ajay Singh s/o Late Sh Rajinder Singh, Village Fasta, PO Marhoon, Tehsil Dheera, District Kangra, H.P. presently working as Lecturer Chemistry, at GSSS Bhawarna, District Kangra, H.P. aged about 51 years.
2. Dinesh Bhaskar Sharma s/o Late Sh Shiv Prasad Sharma, VPO Khera, Tehsil Palampur, District Kangra, H.P. presently working as DPE at GUSSS Daulatpur, District Kangra, H.P. aged about 52 years.
3. Sanjay Kumar Sood s/o Sh Trilok Nath, VPO Daroh, Tehsil Palampur, District Kangra, H.P. presently working as Lecturer Chemistry, at GUSSS Daroh, District Kangra, H.P. aged about 51 years.
4. Santosh Kumari w/o Sh Madan Lal Chopra r/o SSB Chowk, P.O. Bindraban, Tehsil Palampur, District Kangra, H.P. presently retired as

Sh. D. D. D.

lecturer History from GSSS Naura, District Kangra, H.P. aged about 60 years.

5. Rakesh Kumar s/o Sh. Dulo Ram, V.P.O. Saprul, Tehsil Palampur, Distt. Kangra, H.P. presently working as Lecturer Political Science at GUSSS Daroh, Tehsil Palampur, Distt Kangra, H.P. aged about 50 years.
6. Rajesh Kumar s/o Sh. Baldev Singh, Vill. Garhdhar, P.O. Kothuwan, Tehsil Sandhol, Distt Mandi, H.P. presently working as Lecturer Biology at GSSS Pahra, Distt Kangra, H.P. aged about 51 years.
7. Santosh Kumar s/o Late Sh Hari Ram, P.O. Daroh, Tehsil Palampur, District Kangra, H.P. presently working as Lecturer Political Science at GSSS Bhoda, District Kangra, H.P. aged about 52 years.
8. Akash Deep Sharma s/o Sh Shesh Ram Sharma VPO Marhoon, Tehsil Dheera, District Kangra, H.P. presently working as Lecturer Commerce, at GUSSS Daroh, District Kangra, H.P. aged about 52 years.
9. Sharmila Chandel w/o Sh Vipin Singh Parmar, VPO Nanaon, Tehsil Palampur, District Kangra, H.P. presently working as Lecturer Mathematics at GUSSS Daroh, District Kangra, H.P. aged about 52 years.
10. Rakesh Kumar s/o Sh Prakash Chand, VPO Dheera, Tehsil Dheera, District Kangra, H.P. presently working as Lecturer Political Science at GSSS Dheera, District Kangra, H.P. aged about 55 years.
11. Anu Bala w/o Sh Gopal Sharma, VPO Sulah, Tehsil Palampur, District Kangra, H.P. presently retired Lecturer Music from GSSS Bhawarna, District Kangra, H.P. aged about 61 years.
12. Jaya Guleria W/o Sh. Sanjay Rana, V.P.O. Harsi, Tehsil Jaisinghpur, District Kangra, H.P. presently working as Lecturer in English at GSSS Bhawarna, District Kangra, H.P. Aged about 45 years.
13. Nisha Mishra w/o Sh Dinesh Mishra r/o H.No 935, Ward No 7, Near New Bus Stand Palampur, District Kangra, H.P. presently working as Lecturer in English at GSSS Kandbari, Tehsil Palampur, District Kangra, H.P. aged about 56 years.