

Copy of Memo letter No. 2/55-2016EE (1) Dated Panchkula, the 08-09-2021 from the Additional Chief Secretary to Govt. Haryana, School Education Department, Chandigarh addressed to the Director General Elementary Education Haryana, Panchkula and others.

Subject: Regarding up-gradation of Branch Govt. Primary School, Ravidas Nagar, Hisar to Independent Govt. Primary School, Ravidas Nagar, Block-Barwala, Distt. Hisar for the year 2021-22--- SNE.

The Governor of Haryana is pleased to accord the sanction for Up-gradation of Branch Primary School to **Independent of Govt. Primary School, Ravidas Nagar, Block-Barwala, Distt. Hisar** as per details given in the enclosed **Annexure-A** and creation of 2 posts with an expenditure of **Rs. 11,41,000/- (Rupees Eleven Lac Forty One Thousand Only)** as per details given in the enclosed **Annexure-B**. The details of 2 posts are as under:-

1. JBT/PRT- Two post

The expenditure of the Independent Govt. Primary school will be met out with the following conditions:-

1. खर्चा स्वीकृत बजट व्यवस्था के अन्दर ही रहेगा तथा निर्धारित नार्म/नियमानुसार सक्षम प्राधिकारी के अनुमोदन से ही किया जायेगा।
2. पदों के वेतनमान राज्य सरकार के नवीनतम सशोधित/अनुमोदित वेतनमानों के अनुसार होंगे।

The expenditure involved will be debit able to the **Head "2202-General Education-01-Elementary Education-101-Govt. Primary Schools (95) Expansion of facilities Classes VI to VIII (Full time)- Non-recurring."**

This issues with the concurrence of the Finance Department as conveyed vide their U.O. No.15589-1FD-II/2021 dated 24.08.2021.


OFFICE OF THE DIRECTOR GENERAL ELEMENTARY EDUCATION, HARYANA

Endst.No. 2/55-2016 EE (1)

Dated Panchkula, 08.09.2021

A copy is forwarded to the following for information and necessary action:-

- 1 Accountant General (A&E) Haryana, Chandigarh.
2. State Project Director, the Haryana School Shiksha Priyojna Prishad, Panchkula.
3. District Elementary Education Officer Hisar.
4. District Education Officer Hisar.
5. Treasury Officer Hisar.
6. Superintendent, Budget & Planning Branch (Local).
7. Incharge of IT Cell of Directorate for necessary action.
- 8 PS/ACSSE.
9. PS/DSE.
10. PA/DEE.
11. Supdt. HRM-I/HRM-II, C&V, ME/Works Br. School (Local)
12. Spare Copy.


**Superintendent Govt. School (Non-Civil)
for Director Elementary Education, Haryana
Panchkula**

*Ans
8/9/21
Awdhesh*

From

The Additional Chief Secretary to Govt. Haryana,
School Education, Chandigarh.

To

The Director, Elementary Education, Haryana,
Panchkula.

Memo. No. 02/55-2016-EE (1)
Dated Chandigarh, the -08-09-2021

Subject:- Regarding up-gradation of Branch Govt. Primary School, Ravidas Nagar, Hisar to Independent Govt. Primary School, Ravidas Nagar, Block-Barwala, Distt. Hisar for the year 2021-22--- SNE.

The Governor of Haryana is pleased to accord the sanction for Up-gradation of Branch Primary School to **Independent of Govt. Primary School, Ravidas Nagar, Block-Barwala, Distt. Hisar** as per details given in the enclosed **Annexure-A** and creation of 2 posts with an expenditure of **Rs. 11,41,000/- (Rupees Eleven Lac Forty One Thousand Only)** as per details given in the enclosed **Annexure-B**. The details of 2 posts are as under:-

1. JBT/PRT- Two post

The expenditure of the Independent Govt. Primary school will be met out with the following conditions:-

1. खर्चा स्वीकृत बजट व्यवस्था के अन्दर ही रहेगा तथा निर्धारित नार्म/नियमानुसार सक्षम प्राधिकारी के अनुमोदन से ही किया जायेगा।
2. पदों के वेतनमान राज्य सरकार के नवीनतम सशोधित/अनुमोदित वेतनमानों के अनुसार होंगे।

The expenditure involved will be debit able to the Head "2202-General Education-01-Elementary Education-101-Govt. Primary Schools (95) Expansion of facilities Classes VI to VIII (Full time)- Non-recurring."

This issues with the concurrence of the Finance Department as conveyed vide their U.O. No.15589-1FD-II/2021 dated 24.08.2021.

V.V. Yadav
o/c r
Deputy Secretary, Elementary Education
for Additional chief Secretary to Govt. Haryana
School Education, Panchkula

Dated, Chandigarh, the 08/09/21

Endst. No.Even,

A copy is forwarded to the Principal Accountant General (A&E) Haryana, Chandigarh for information and necessary action.

V.V. Yadav
o/c r
Deputy Secretary, Elementary Education
for Additional chief Secretary to Govt. Haryana
School Education, Panchkula

Dated, Chandigarh, the 08/09/21

Endst. No.Even

A copy is forwarded to the Additional Chief Secretary to Govt. Haryana, Finance Department, Chandigarh with reference to their U.O. No. 15589-1FD-II/2021 dated 24.08.2021.

V.V. Yadav
o/c r
Deputy Secretary, Elementary Education
for Additional chief Secretary to Govt. Haryana
School Education, Panchkula

Dated, Chandigarh, the 08/09/21

Endst. No.Even

A copy is forwarded to the Additional Chief Secretary to Govt. Haryana, School Education Department, Chandigarh.

V.V. Yadav
o/c r
Deputy Secretary, Elementary Education
for Additional chief Secretary to Govt. Haryana
School Education, Panchkula

ANNEXURE- A

राजकीय प्राथमिक पाठशाला, रविदास नगर, बरवाला, जिला-हिसार ब्रांच स्कूल को स्वतंत्र रूप से अनुमति प्रदान करने बारे।

क्रं0	जिला	स्कूल का नाम/विद्यालय स्तर
1.	हिसार	राजकीय प्राथमिक पाठशाला, रविदास नगर, जिला-हिसार

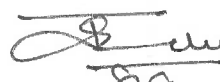
ANNEXURE- B

Govt. Primary School, Ravidas Nagar, Block- Barwala, Hisar to Independent Govt. Primary School, Ravidas Nagar, Distt. Hisar for the year 2021-22.

Major Head :	2202-General Education.
Minor Head :	01-Elementary Education-101-Govt. Primary Schools (95)- Expansion of facilities classes I-V (Full time) Non Recurring.
Name of the Scheme	Govt. Primary School, Ravidas Nagar, Barwala, Hisar to Independent Govt. Primary School, Ravidas Nagar, Barwala, Hisar during the year 2021-22. Creation of 2 post of PRT/JBT.

A	(01)-Salaries	Amount to be spent during the year 2021-22 (Recurring)
1.	2 posts of JBT in the Schedule I of revised pay matrix of functional pay level 6 i.e. Rs.35,400-1,12,400@ Rs. 35,400/- P.M.	8,50,000/-
	Total No. of Posts=2	8,50,000/-
A	HRA/MC	68000/-
B	Medical Allowance @ 1000/- P.M.	24,000/-
C	Education Allowance @ 1125/- Per child per month	54,000/-
	Total Salaries	9,96,000/-
D	Dearness Allowance @17%	1,45,000/-
	Grand Total	11,41,000/-

(Rupees Eleven Lac Forty One Thousand Only)



**Superintendent Govt. School (Non-Civil)
for Director Elementary Education, Haryana
Panchkula**



GOVERNMENT OF HARYANA / हरियाणा सरकार
Directorate Elementary Education
मौलिक शिक्षा निदेशालय

शिक्षा, संस्कृति एवं विकास
 Education, Culture and Development

School Education, Haryana
 विद्यालय शिक्षा, हरियाणा

तमसो मा ज्योतिर्गमय
 Lead me from Darkness to Light

E-mail: eduprimaryhry@gmail.com - Site: www.harprathmik.gov.in

Regd.

To

The District Elementary Education Officer,
 Faridabad.

Memo No. 7/35-2021 D&L (2)
 Dated, Panchkula the

Subject:- Going to abroad – Smt. Nootan Kumari, ESHM, GGHS Kaurali,
 District Faridabad.

Kindly refer your office memo No. E-1/2021/960 dated 26.08.2021 on the subject cited above.

Permission is hereby granted to visit 1732 Park Sumit BLVD, Apex North Carolina, America, USA (America) from 01.09.2021 to 27.02.2022 for family purpose on following terms and conditions:-

1. He/She will proceed on his/her visit to 1732 Park Sumit BLVD, Apex North Carolina, America, USA (America) from 01.09.2021 to 27.02.2022 for domestic Reason after getting the leave sanctioned from the competent authority and will not get the leave extended while being abroad.
2. He/She will hand over his/her charge to the senior most teachers as the case may be before proceeding on leave.
3. He/she will bear all the expenses on the said tour from his/her own pocket and the State would not bear any expense incurred by him/her.
4. He/she will not accept any assignment by any Govt. or the NGO or anybody while on foreign visit.
5. He/She will not be doing any such activity which may be detrimental to the bilateral relations of India with the said country (s) being visited by him/her.
6. He/She will not be doing anything, which may be termed as detrimental to the sovereignty of India.
7. He/She will not be inviting any liability during his/her stay at abroad which may result into losses to Govt. in any matter.

-sd/-
 Dy. Superintendent D&L
 for Director Elementary Education,
 Haryana, Panchkula
 Dated, Panchkula, the 7/9/2021.

Endst No. Even

A copy is forwarded to the following for information and necessary action:-

1. Head Master, GGHS Kaurali, District Faridabad.
2. Smt. Nootan Kumari, ESHM, GGHS Kaurali, District Faridabad.
3. IT Cell (H.Q.).

Dy. Superintendent D&L
 for Director Elementary Education,
 Haryana, Panchkula

OFFICE OF DIRECTOR ELEMENTARY EDUCATION HARYANA, PANCHKULA.

Order No. 17/36-2020 HRM-III (1)

Dated: Panchkula, the 03.09.2021

In pursuance of directions dated 26.10.2020 of the Hon'ble Punjab & Haryana High Court in CWP No. 12504 of 2020 – Fateh Singh Vs. State of Haryana & others, the petitioner is hereby extended the benefit of stepping up of pay at par with his junior i.e. Sh. Dharambir Kataria, ESHM (now working as Head Master) w.e.f. 11.01.1997 notionally and w.e.f. 17.06.2013 actually as per instruction issued vide Chief Secretary letter No. 22/132/2008-IGS III dated 05.03.2009. The speaking order No. 17/36-2020 HRM-III (1) was issued on 26.04.2021 is hereby withdrawn.

Anshaj Singh
Director Elementary Education,
Haryana, Panchkula


Endst. No. Even:

Dated, Panchkula, the 03.09.2021

A copy is forwarded to the following for information and necessary action:-

Regd.

1. District Elementary Education Officer, Narnaul. The service book of the petitioner is hereby returned for information and necessary action w.r.t. their Memo No. E-1/19/एट-पर/960 dated 20.10.2020.
2. Accountant General (A&E) Haryana, Chandigarh.
3. Principal/Headmaster, Government Middle School Niyazlipur, Distt. Narnaul.
4. Sh. Fateh Singh (051070) ESHM, Government Middle School Niyazlipur (4682), Distt. Narnaul.
5. I.T Cell.


Superintendent ESHM
for Director Elementary Education
Haryana, Panchkula 03.09.2021

DIRECTORATE OF ELEMENTARY EDUCATION HARYANA, PANCHKULA

Order No. 17/30-2021 HRM-III/ESHM (1)

Dated Panchkula the, 06.09.2021

Whereas, the present CWP No. 14157 of 2021 titled as Rajiv Kumar V/s State of Haryana & Others was filed by the petitioner praying therein for quashing the impugned Sr. No. 1, Col. No. 4 (i) of Appendix-B (under Rule 7) of Haryana School Education (Group C) State Cadre Service Rules, 2012 (Annexure P-4) dated 11.04.2012, being ultra vires as the candidates with similar qualifications as the petitioner is having, were made eligible for direct recruitment to the post of Sanskrit-Teacher & the petitioner, who is having the qualification for the post of Sanskrit Teacher/TGT Sanskrit, for promotion to the post of High School Headmaster, has been rejected without any reason, being absolutely illegal and arbitrary.

Further, prayed for quashing the promotion order dated 01.10.2019/07.10.2020 (Annexure P-6), qua Sr. No. 1, 8 & 9, vide which juniors to the petitioner have been promoted to the post of Elementary School Head Master w.e.f. 04.09.2017 and to amend/modify the rules and to promote the petitioner from Sanskrit Teacher to the post of Elementary School Head Master having qualification of Shastri with Shiksha Shastri and with Sanskrit Teaching Subject, w.e.f. 04.09.2017 i.e. the date from which all juniors to petitioner i.e. Sanskrit Teachers were promoted to the post of ESHM, with all other consequential benefits including seniority & fixation of pay.

Further it is also prayed that the respondents may kindly be directed to constitute a committee of experts to evaluate the qualifications of the petitioner and other similarly situated candidates, so as to verify, as to whether in conjoint reading of Haryana School Education (Group C) State Cadre Service (Amendment) Rules, 2017 (P-5) and Haryana School Education (Group C) State Cadre Service Rules, 2012 (P-4), the rules governing the service conditions of Elementary School Head Master are required to be amended, so as to enable the petitioner to get promotion to the post of ESHM w.e.f. 04.09.2017 i.e. the date from which all his junior colleagues i.e. Sanskrit Teachers, were promoted to the post of ESHM and it is also prayed that during the pendency of the present writ petition, one post of Elementary School Head Master in the respondent department, may kindly be reserved for the petitioner, subject to the final outcome of the writ petition.

The said petition came up for hearing before the Hon'ble High Court on 30.07.2021 and the following order was passed :-

"Petitioner has approached this Court highlighting his grievance, which includes that the persons junior to him stand promoted whereas his claim has been rejected on the ground of amendment of the statutory rules governing the service, vires of which have also been assailed by the petitioner in the instant writ petition, being not sustainable. This aspect the petitioner has highlighted in his legal notice dated 15.03.2021 (Annexure P9), which, according to the petitioner has not been responded to till date.

Prior to proceeding with the matter, we are of the considered view that the legal notice dated 15.03.2021 (Annexure P-9), which has been served by the petitioner, be decided by respondent Nos.1 and 2.

Notice of motion to respondents 1 and 2 only.

On the asking of the Court, Mr.Raman Sharma, Additional Advocate General, Haryana, accepts notice on behalf of respondent Nos.1 and 2.

Without commenting on the merits of the case, the present writ petition is disposed of with a direction to the Additional Chief Secretary to Government of Haryana, Department of School Education, Chandigarh and the Director, Department of Elementary Education, Haryana, Sector 5, Panchkula, respondent Nos.1 and 2 respectively, to consider and decide the legal notice dated 15.03.2021 (Annexure P-9) served by the petitioner upon the said respondents within a period of four weeks from today.

Decision so taken be conveyed to the petitioner forthwith. It is made clear that in case the petitioner is not satisfied with the response received from the said respondents, he may avail of his remedy in accordance with law."

That, after receiving the said court direction from the Hon'ble High Court, the matter of the claimant i.e. Rajiv Kumar has been examined carefully and it has been found that the claimant is working as Sanskrit Teacher since 12.08.2004. The claimant is having Shastri, Shiksha Shastri, B.Ed. and not B.A.

In the compliance of direction issued by the Hon'ble High Court, the representation dated 15.03.2021 (Annexure P-9) has been examined and it has been found that initially the claimant was appointed as Sanskrit Teacher dated 12.08.2004. The claimant has not fulfilled requisite qualification for promotion on the post of Elementary School Head Master as per Service Rules, 2012.

It is pertinent to mention here that as per Haryana Civil Services Rules, 2012, Appendix-B (Rule-7) the qualification for the promotion to the post of ESHM is as under :

Sr. No.	Designation of Posts	Academic qualifications and experience, if any, for direct recruitment on contract basis	Academic qualification and experience, if any, for appointment other than by direct recruitment on contract basis
1	2	3	4
1	Elementary School Head Master		By promotion:- (i) B.A./B.Sc. and 2-year Diploma in Elementary Education; OR B.A./B.Sc. with at least 50% marks and 1-year Bachelor in Education (B.Ed.); OR B.A./B.Sc. with at least 45% marks and 1-year Bachelor in Education (B.Ed.), in accordance with the NCTE (Recognition Norms and Procedure) Regulations issued from time to time in this regard; OR Senior Secondary (or its equivalent) with at least 50% marks and 4 year Bachelor in Elementary Education (B. El. Ed.); OR Senior Secondary (or its equivalent) with at least 50% marks and 4 year B.A. Ed.; OR B.A./B.Sc. with at least 50% marks and 1-year B.Ed. (Special Education); (ii) 5 years experience in regular capacity as Hindi/Sanskrit/Punjabi Teacher/ TGT, (iii) Atleast 3 weeks in-service training in administrative and accounts module.

It is pertinent to mention here that prior the seniority list of C&V Sanskrit teachers dated 15.01.2019, the promotion cases of Sanskrit Teachers on the post of Elementary School Head Master were considered on the basis of date of appointment of Sanskrit teachers. It is also worthwhile to mention here that all the promotions of Sanskrit Teachers were made in the compliance of court direction and pending writ petitions.

It is also pertinent to mention here that there is no other provision for promotion to the post of Elementary School Head Master for those who do not have above mentioned qualifications. In the above mentioned rules the words Shastri and Shiksha Shastri were not inserted for promotion as Elementary School Head Master after the amendment dated 23.06.2017.

That Haryana School Education (Group C) State Cadre Service Rules, 2012 have been amended on 23.06.2017 the amended provision is as under :-

"2. In the Haryana School Education (Group C) State Cadre Service Rules, 2012, in Appendix- B, against serial number 7, under columns (3) and (4), in item (i) existing thrice, the following entry shall be added at the end, namely:-

"OR

Shastri with atleast 50% marks from a recognized university and Shiksha Shastri/ Language Teachers Course (L.T.C.)/ Oriental Training (O.T.) in Sanskrit conducted by the Haryana Government or an equivalent qualification recognized by Haryana Education Department;"

In the above mentioned amendment dated 23.06.2017 the Appendix- B, Serial number 7, columns (3) and (4), of item (i) existing thrice has been amended. The Appendix B Sr. No.7 columns (3) and (4), of item (i) is as under :-

Sr. No.	Designation of Posts	Academic qualifications and experience, if any, for direct recruitment on contract basis	Academic qualification and experience, if any, for appointment other than by direct recruitment on contract basis
7.	TGT Sanskrit	(i) B.A. with at least 50% marks in Sanskrit as an elective subject and 2-year Diploma in Elementary Education; OR B.A. with at least 50% marks as well as in Sanskrit as an elective subject and 1-year Bachelor in Education(B.Ed.); OR B.A. with at least 45% marks as well as 50% marks in Sanskrit as an elective subject and 1-year Bachelor in Education (B.Ed.), in	By Promotion:- B.A. with at least 50% marks in Sanskrit as an elective subject and 2-year Diploma in Elementary Education; OR B.A. with at least 50% marks as well as in Sanskrit as an elective subject and 1-year Bachelor in Education(B.Ed.); OR B.A. with at least 45% marks as well as 50% marks in Sanskrit as an elective subject and 1-year Bachelor in Education (B.Ed.), in accordance with the NCTE (Recognition Norms and Procedure) Regulations issued from time to time in this regard; OR Senior Secondary (or its equivalent)

	<p>accordance with the NCTE (Recognition Norms and Procedure) Regulations issued from time to time in this regard; OR Senior Secondary (or its equivalent)with at least 50% marks and 4 year Bachelor in Elementary Education (B.El. Ed.); OR Senior Secondary (or its equivalent)with at least 50% marks and 4 year BA Ed.; OR B.A. with at least 50% marks as well as in Sanskrit as an elective subject and 1-year B.Ed. (Special Education);</p> <p>(ii) In case of B.Ed., Sanskrit as a teaching subject from a Recognized university;</p> <p>(iii) Certificate of having qualified Haryana Teacher Eligibility Test (HTET) /School Teachers Eligibility Test (STET);</p> <p>(iv) Matric with Hindi/ Sanskrit or10+2/B.A./M.A. with Hindi as one of the subject.</p>	<p>with at least 50% marks and 4 year Bachelor in Elementary Education (B.El. Ed.); OR</p> <p>Senior Secondary (or its equivalent)with at least 50% marks and 4 year BA Ed.; OR B.A. with at least 50% marks as well as in Sanskrit as an elective subject and 1-year B.Ed. (Special Education);</p> <p>(ii) In case of B.Ed., Sanskrit as a teaching subject from a Recognized university;</p> <p>(iii) 3 years experience as Primary Teachers (PRTs)/ Classical & Vernacular (C&V) Teachers;</p> <p>(iv) Certificate of having qualified Haryana Teacher Eligibility Test (HTET) /School Teachers Eligibility Test (STET).</p>
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It is clarified that the above said amendment provisions are related to TGT Sanskrit only and are not applicable on Elementary School Head Master. The matter related to Elementary School Head Master is pending before the State Government till that the promotion of the employees for ESHM will be taken as per existing rule i.e. Haryana School Education (Group C) State Cadre Service Rules, 2012, Appendix B, Serial No.1, Column [4], item (i), (ii), (iii).

It is worthwhile to mention here that the claimant has given example of 2 junior Sanskrit teacher who were promoted as Elementary School Head Master vide order dated 11.04.2018 and 15.01.2019 we.f. 04.09.2017. The claimant is at Seniority No.2292 whereas the juniors to the claimant are at Seniority No. 2677 and 2710 as per Seniority dated 15.01.2019. The claimant has not acquired requisite qualification as per Service Rules, 2012 whereas the employees whose example has been given by the claimant have acquired requisite qualification as per Service Rules, 2012 i.e. B.A. B.Ed.

The matter regarding the promotion of Sanskrit Teachers on the post of ESHM was discussed with the competent authority in the Contempt Petition No. 1323 of 2021 titles as Harpal Singh and another Vs. Anshaj Singh, IAS in CWP 21777 of 2020 titled as Harpal Singh and another Vs. State of Haryana & others. The competent authority has directed to call the promotion case as per seniority list within one month and the promotion case will be considered of those Sanskrit Teachers who are eligible as per seniority list dated 15.01.2019. Further, the competent authority also directed the employees who were promoted in Sartaj Singh Dhanda and any other CWPs on the basis of date of appointment to be reverted if they do not fall under the seniority list dated 15.01.2019.

It is pertinent to mention here that the employees who were promoted on the basis of date of appointment, all such promotions were subject to review/cancellation in case of any discrepancy regarding eligibility/seniority is found as well as subject to the condition that no prejudice to the right of the seniors, if any whose promotion case may be decided at later stage. The department will issue the show cause notice for reversion to all such Sanskrit Teachers who are not falling in the seniority list dated 15.01.2019 as per the sanction post and available vacancy. The promotion case of such claimants in pending writ petition would be considered on the basis of requisite qualification as per Service Rules, 2012 and as per seniority list dated 15.01.2019 as well as vacancy seat available. The promotion cases of such eligible Sanskrit Teachers upto seniority No. 1300 have already been called from all DEEOs.

In the context explained above, the case of the claimant in the instant writ petition has been examined and it has been found that the claimant is not eligible for promotion as per Service Rules, 2012 as not having essential qualification for promotion. On the basis of present circumstances, the claim of the claimant has been rejected as per his respective seniority in the seniority list dated 15.01.2019 in above terms.

I order accordingly.

(Handwritten signature)

(Anshaj Singh)
Director Elementary Education,
Haryana, Panchkula.

Regd.

To

1. Sh. Rajiv Kumar [060221], TGT Sanskrit, aged about 40 years, S/o. Suresh Chander, posted at GSSS Koer Majra, Distt. Karnal, resident of House No 88/B, Shanti Nagar Gali No. 1 Distt. Kurukshetra.

Endst. No.: Even

Dated Panchkula the, 07.09.2021

A copy of this order is forwarded to following for information and necessary action:

1. The Principal Accountant General (A&E) Haryana, Chandigarh.
2. District Elementary Education Officer, Karnal.
3. Sh. Parth Goyal, Punjab & Haryana High Court, Chandigarh.
4. IT Cell. To upload the Order on website.

(Handwritten signature)
Superintendent ESHM
for Director Elementary Education
x Haryana, Panchkula 28.08.2021