

DIRECTORATE OF ELEMENTARY EDUCATION HARYANA, PANCHKULA

Order No. 17/11-2023 ESHM (2)

Dated Panchkula the, 21-6-23

Whereas, the present CWP No. 5419 of 2023 Mehender Kumar Vs. State of Haryana & Others for directing the respondent-Department to step up his pay at par with his junior respondent No.3, who is very much junior to the petitioner and getting more salary as compare to the petitioner. Further prayed for directing the respondent department to decide his representation dated 04.01.2023 (Annexure P-7).

The said writ petition came up for hearing before the Hon'ble High Court on 22.03.2023 and Hon'ble High Court was pleased to disposed of present writ petition. The operative part of the order is reproduced as under:-

“Notice of motion to respondent Nos. 1 and 2 only, at this stage.

On the asking of the Court, Mr. Rajesh Guar, Addl. AG, Haryana, accepts notice on behalf of respondent Nos. 1 and 2 and states that the petitioner may move a fresh representation detailing his grievances and the same would be considered by the official respondents, in accordance with the Rules/Instructions.

In view of the above, the petitioner may move a move a fresh representation within 15 days from today and upon his doing so, respondent No.2- Director Elementary Education, shall decide the same within a period of 08 weeks thereafter, in view of the Rules/Instructions/Communication dated 05.03.2009 (Annexure P.1) issued by the Chief Secretary to Government of Haryana.

Disposed of accordingly.”

In the compliance of above direction, the claimant's representation dated 13.08.2019 (Annexure P-6) was examined carefully and approval was sought from competent authority to call the record from the DEEO Mahendergarh. Meanwhile, the claimant moved a fresh representation dated 28.03.2023 which was received on 05.04.2023 and after examining the representation it has been found that the claimant is not willing to take the benefit of stepping up of pay counterpart to his junior i.e. respondent No. 3. Further, the claimant submitted that he had no knowledge about the rule 57 of Service Rules, 2016 at the time of filing the present writ petition, hence the claimant is not willing to take the benefit of stepping up of pay at par with any junior.

It is worthwhile to state here that the claimant has also submitted in his representation dated 28.03.2023 that he is not willing for any action upon his

representation dated 13.08.2019 (P-6) and he will not give any representation in future w.r.t. the benefit of stepping up of pay.

In the context explained above, it has been found that the claimant is not interested for the benefit of stepping up as per his representation dated 28.03.2023. On the basis of present circumstances, the claim of the claimant/representationist is not maintainable and hereby rejected in above terms.

I order accordingly.

KPK

(Kamal Preet Kaur)
Additional Director Admn.-II
O/o Director Elementary Education,
Haryana, Panchkula.

Regd.

To

1. Sh. Mahender Kumar [049713], ESHM, aged about 56 years, S/o. Sh. Singh Ram, posted at GMS Katkai (3813) Mahendergarh resident of Near Adarsh Senior Secondary School, Ward No. 6, Mandi Ateli, District Mahendergarh, Haryana Mobile No. 9416140442.

Endst. No.: Even

Dated Panchkula the, 22-6-23

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, Narnaul Mahendergarh.
3. Sh. Rohit Mittal, Advocate, Bar Room No. 2, New Bar Complex, Punjab and Haryana High Court.
4. IT Cell. To upload the Order on website.

Shikha K
Superintendent ESHM
for Director Elementary Education
Haryana, Panchkula 19.06.2023

**DIRECTORATE OF ELEMENTARY EDUCATION HARYANA, SHIKSHA SADAN,
SECTOR 5, PANCHKULA**

ORDER No.17/05-2020 HRM-III/ESHM(1)

Dated : 04.05.2023

In pursuance of prayer of the petitioners filed in Hon'ble Punjab & Haryana High Court Chandigarh in CWP No. 1423 of 2020 – Sanjeev Kumar & anothers Vs. State of Haryana and others, after examine the matter is hereby extended the benefit of stepping up of pay at par his junior i.e Smt. Poonam Arora SS Mistress (Seniority No. 4923 as per provisional seniority list 2012) to the senior employees **Sh. Sanjeev Kumar, Science Master (Seniority No. 4447) and Sh. Narender Kumar, Science Master (Seniority No. 4433)** are entitled to step-up their pay of Rs. 14940+4800=19740 w.e.f. 01.07.2006 at par with their junior Smt. Poonam Arora, SSM (Seniority No. 4923) as per note 7 under Rule-18 of HCS (ACP) Rules, 2008 Subject to condition that if there will be any change in provisional seniority list 2012, these cases will be reviewed and rectification will be done accordingly in future.

It is also directed that:-

- (i) Date of next increment after grant of 1st ACP to Sh. Sanjeev Kumar, Science Master (Seniority No. 4447) and Sh. Narender Kumar, Science Master (Seniority No. 4433) is required to be rectified.

**Mahabir Parsad
Additional Director (Admn.)
O/o Director Elementary Education
Haryana, Panchkula.**

Endst. No.Even

Dated Panchkula the, 21-6-23

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

- Regd*
1. District Elementary Education Officer, Bhiwani.
 2. Accountant General (A&E) Haryana, Chandigarh.
 3. Sh. Sanjeev Kumar (007354) Science Master, S/o Sh. Jagdish Chand R/o ALBELA Street Jain Chowk Bhiwani now working as Elementary School Head Master Govt. Middle School Kaluwas (595) Distt. Bhiwani.
 4. Sh. Narender Kumar (007331) Science Master, S/o Sh. Ram Parkash R/o House No. 338/4 Ram Nagar Colony Near B.T.M. Chowk, Distt. Bhiwani now working as Elementary School Head Master Govt. High School Prem Nagar (417) Distt. Bhiwani.
 5. Deputy Director, IT Cell.

Shaban K.
**Superintendent, ESHM
for Director Elementary Education,
Haryana, Panchkula**

TO BE SUBSTITUTED BEARING THE SAME NO. & DATE
OFFICE OF DIRECTOR ELEMENTARY EDUCATION HARYANA,
PANCHKULA

ORDER

Order No. 2/14-2023 TGT R&A(1)

Dated, Panchkula, the 13.06.2023

On the recommendation of Haryana Staff Selection Commission, Panchkula conveyed vide their Memo No. HSSC/Confid./Recomm/2023/317 dated 22.04.2023 the following candidate is hereby appointed as Trained Graduate Teacher (TGT) Punjabi (HES-III) (Rest of Haryana cadre) in the pay scale of Rs. 44900-142400/-plus usual allowances as admissible from time to time. She is directed to join at the place of posting as mentioned below:-

SN	Merit No. Roll No.	Name, Father Name, Address	Category, Gender, DoB	Allocated School	Allocation Remarks
1	RN:1401000027	Amandeep Kaur d/o Sh. Kanwaljit Singh, VPO Kheri Gulam Ali, Tehsil Siwan, Kaithal	BC-A FEMALE 25.05.1976	GGSSS Fatehpur [2256] Distt. Kaithal	Against vacancy

Terms and conditions:-

1. He/She is appointed purely on temporary basis. This appointment is against temporary post and his/her confirmation against substantive post shall be considered on the basis of his/her seniority and record of service as and when such post is available.
2. He/She shall have to take an oath of allegiance to the Constitution of India.
3. In case he/she is married, he/she shall produce a certificate, before joining duty, to the effect that he/she has only one living spouse. If he/she has more than one living spouse, he/she shall be eligible for appointment to the post offered only after the Government is satisfied that he/she has special ground for doing so, and exempt his/her from this condition.
4. He/She shall not be allowed to apply for any post outside the department for a period of at least five years.
5. He/She shall not claim seniority on the basis of this order. His/Her inter-se seniority will also be decided in accordance with the relevant service rules and instructions of the State Government issued from time to time later on.
6. He/She shall be on probation for a period of one year. The period of probation can be extended for a period not exceeding one year, if considered necessary.
7. In the matters, not specifically mentioned in this communication, he/she shall be governed by the Haryana Civil Services Rules-2016 as applicable

to Haryana Government Employee and such orders/ instructions as may be issued by the Government from time to time.

8. In case of reserved category candidate, the appointment is provisional and is subject to verification of the Scheduled Castes/ Scheduled tribes/Backward Class and ESM Category Certificate. If the verification reveals that the claim of belonging to SC/ST/BC and ESM, as the case may be is false then his/her service will be terminated forthwith without assigning any further reason and without prejudice to such further action as may be taken under provisions of the Indian Penal Code for production of false certificate.
9. Candidates are hereby directed to produce his/her original certificates of academic qualifications and other relevant certificates to the District Elementary Education Officer concerned alongwith photostat self-attested copies. Concerned District Elementary Education Officer is directed to compare the photo copies with the original and thereafter original certificates and testimonials will be returned to the candidate.
10. Medical fitness certificate issued by the concerned Civil Surgeon will be produced before the joining.
11. He/She shall be governed by the Haryana School Education (Group-C) State Cadre Service Rules-2012.
12. If at any time during the course of his/her temporary appointment, he/she desires to resign, then in such eventuality, he/she shall be required to give one month's notice or forfeit, in lieu thereof, his/her one month's salary including allowances etc.
13. No TA/DA will be admissible to the candidate for joining as TGT.
14. If he/she gets an appointment as TGT on the basis of his/her furnishing ineligible/invalid qualifications, false/forged or fraudulent information/facts which are detected later on, he/she would be liable for termination of service without any notice.
15. The appointment will be subject to the final outcome of LPA No. 411 of 2023 pending for adjudication in the Hon'ble High Court.
16. If he/she is willing to accept this offer of appointment as TGT, HES-III (Rest of Haryana Cadre) on the above terms and conditions, he/she should submit his/her joining report as per aforesaid directions.
17. He/She is directed to join his/her place of posting within 15 days and send the joining report (duly signed by DDO) at tgtbranch@gmail.com failing which this offer of appointment letter will be deemed to have been withdrawn.
18. The said appointments are purely provisional subject to verification of character and antecedents of the candidate concerned, however, it should be got verified within stipulated period. This relaxation does not

confer any right to a candidate to remain in job, if subsequently anything adverse is reported against him/her at later stage as mentioned in Government Instruction No. 52/08/2022-3GS-III dated 23.06.2022.


KAMAL PREET KAUR
ADDITIONAL DIRECTOR ADMINISTRATION.
O/O DIRECTOR ELEMENTARY EDUCATION,
HARYANA, PANCHKULA

ENDST NO 2/14-2023 TGT R&A (1)

DATED, PANCHKULA, THE 23.6.2023

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

1. Accountant General (A&E) Haryana, Chandigarh.
2. Accountant General (Audit) Haryana, Chandigarh.
3. District Elementary Education Officer concerned directed to ensure that Medical fitness certificate issued by the concerned Civil Surgeon is produced by the candidate before the joining. It is also directed to do the needful in compliance of the said orders and sent compliance report.
Further, the District Elementary Education Officers concerned are directed:-
 - i. To check the relevant documents of the candidate before allowing his/her to join at the allotted station.
 - ii. To send the joining report of TGTs to HQ.
 - iii. To ensure that candidate should not be allowed to join after 15 days of issuing date of appointment order. In case he/she fails to join, his/her appointment letter will be deemed to have been withdrawn. Joining/Non-Joining report should be sent at tgtbranch@gmail.com.
 - iv. It may also ensure that he/she completed his/her MIS Profile from the station where he/she is being posted temporarily, so that, he/she can opt for further posting in the next phase of transfer drive.
4. The Director General Health Services, Haryana, Panchkula is requested that the direction may be given to all the Civil Surgeons working under their control to constitute a Medical Board and medically examine the candidates concerned.
5. Civil Surgeon concerned.
6. The Secretary, Haryana Staff Selection Commission, Panchkula w.r.t. No. HSSC/ Confd./Recomm/2023/317 dated 22.04.2023
7. Amandeep Kaur d/o Sh. Kanwaljit Singh, VPO Kheri Gulam Ali, Tehsil Siwan, Kaithal.
8. IT Cell (HQ).


Dy. Superintendent TGT R&A
for Director Elementary Education
Haryana, Panchkula