



Directorate of Elementary Education

मौलिक शिक्षा निदेशालय

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शिक्षा, संस्कृति एवं विकास
Education, Culture and Development

School Education, Haryana
विद्यालय शिक्षा, हरियाणा

तमसो मा ज्योतिर्गमय
Lead me from Darkness to Light

Order No. 11/1-2024 ESHM (1)

Dated, Panchkula the 02.09.2024

In pursuance with Rule, 146 of Haryana Civil Services (General) Rules, 2016 Smt. Seema (044409), ESHM, GMS Khan Mohammad (5773), Distt. Fatehabad w.r.t. his notice dated 30.05.2024 for voluntary retirement from Govt. service after putting more than 20 years qualifying service is hereby allowed to retire voluntary from service with effect from 31.08.2024 A.N.

Kamal Preet Kaur
Additional Director Admn.
O/o Director General Elementary Education
Haryana, Panchkula.

Endst No. Even

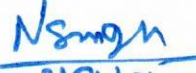
Dated, Panchkula the

3-9-24

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

Regd.

1. District Elementary Education Officer, Fatehabad w.r.t their Memo No. E-II-2024/12747 dated 26.07.2024. The service book of the employee is returned hereby.
2. Accountant General (A&E) Haryana, Chandigarh.
3. Treasury/Sub-Treasury Office, Fatehabad.
4. Principal/Headmaster, GMS Khan Mohammad (5773), Distt. Fatehabad and update his relieving in MIS Portal from school/office.
5. Smt. Seema (044409), ESHM, GMS Khan Mohammad (5773), Distt. Fatehabad.
6. IT Cell (Local). Updating and uploading the order on MIS portal and website.


31/9/24
Dy. Superintendent ESHM
For Director General Elementary Education
Haryana, Panchkul

DIRECTORATE OF ELEMENTARY EDUCATION HARYANA, PANCHKULA

Order No. 17/6-2023ESHM (1)

Dated Panchkula the,

Whereas, the present CWP No. 27405 of 2016 titled as Manoj Kumari V/s State of Haryana & Others was filed by the petitioner praying therein for issuance of a writ in the nature of Certiorari for quashing the impugned order dated 20.01.2014 (P-9) whereby respondents have refused to consider the case of the petitioner for grant of 2nd ACP on the ground of pendency of the criminal case against the petitioner in violation of order dated 11.12.2012 (Annexure P-6) passed by this Hon'ble High Court in CRM No. 69160 of 2012 in CRR No. 427 of 2012 titled as "Manoj Kumari Vs State of Haryana" and further for quashing the impugned order dated 01.12.2016 (Annexure P-14) whereby 50 Sanskrit Teachers have been promoted against the post of Elementary School Headmaster in HES-III (School Cadre) ignoring the claim only of the petitioner on the basis of above referred impugned letter dated 20.01.2014 (Annexure P-9) and in violation of common judgment dated 22.12.2015 (Annexure P-12) passed by this Hon'ble High Court in CWP No. 23444 of 2013 (and 10 others writ petition) titled as "Manoj Kumari Vs State of Haryana and others"; and further for issuance of a writ in the nature of mandamus directing the respondent to consider the case of the petitioner for promotion as Elementary School Head Master in H.E.S-III (School Cadre) in compliance of above referred judgment dated 22.12.2015 (Annexure P-12).

The said petition came up for hearing before the Hon'ble High Court on 06.12.2022 and the following order was passed.

"In the present writ petition, the grievance of the petitioner is that as the petitioner was facing criminal proceedings, she was not granted ACP as well as promotion but after the petitioner was acquitted by the competent Court of law in the criminal proceedings, she was still not granted the benefits which were withheld during the pendency of the said criminal proceedings such as ACP as well as further promotion to the post of Elementary School Headmaster. Prayer of the petitioner is for issuance of a direction to the respondents to release all the benefits for which the petitioner is entitled for.

Learned counsel for the respondents submits that keeping in view the reply filed after the criminal proceedings came to an end, the petitioner has already been granted benefit of ACP. Learned counsel for the respondents further submits that no other benefit is required to be given to the petitioner as nothing has come on record that any person junior to the petitioner was promoted to the post of Elementary School Headmaster in preference to the petitioner during the pendency of the criminal proceedings.

Learned counsel for the petitioner submits that the petitioner intends to approach the respondents by way of filing representation giving the details of the junior employees, who have been promoted in preference to the petitioner and the respondents be directed to consider the said claim of the petitioner by passing a speaking order in a time bound manner.

Learned counsel for the respondents submits that in case any representation is filed by the petitioner claiming the benefit of promotion by citing details of junior employees, who have been promoted in preference to the petitioner to the post of Elementary School Headmaster, the same will be considered in accordance with law and an appropriate speaking order will be passed within a period of 08 weeks from the receipt of any such representation.

Learned counsel for the petitioner submits that keeping in view the statement made by learned counsel for the petitioner, present writ petition

may be disposed of having been not pressed any further with liberty as prayed for.

Ordered accordingly."

In the compliance of above mentioned direction, the claim of the petitioner (herein after called as claimant) has been examined at length, it is found that the claimant was initially appointed as C&V Sanskrit Teacher in 1993. The promotion case of claimant had been examined as per Service Rules, 2012 prior to recent amendment dated 15.03.2022. On examination it was found that the claimant was not eligible for promotion to the post of Elementary School Head Master (ESHM) as per Haryana School Education (Group-C) State Cadre Service Rules 2012 (prior to recent amendment). The detail of all the claimant alongwith his respective seniority is as under:-

Sr. No.	Name & Employee ID and Designation	Current place of posting	Qualification	Seniority No. as per C&V Sanskrit Seniority dated 15.01.2019
1.	MANOJ KUMARI (ID No. 022437), C&V Sanskrit Teacher	Government Senior Secondary School Dhamtan Sahib, Jind, (1518)	Shastri (1990) ShikshaShastri (OT)66.33% (1991) B.Ed54.11% (1997)	405

After examining the entire record, it has been found that the claimant is having Shastri in 1990 from KUK, Shiksha Shastri (OT) 66.33% in 1991 from Chd. Admn. Edu. Dept. and B.Ed. with 54.11 % in 1997 from MUD University Rohtak. It is worthwhile to mention here that the department has made promotions on the post of Elementary School Head Master on the basis of date of appointment in compliance of judgment dated 22.12.2015 in CWP No. 4301 of 2013 titled as Sartaj Singh Dhanda and others Vs. State of Haryana and others as seniority list of Sanskrit Teacher was not in existence at the time of promotion. The claimant was not eligible for promotion prior to recent amendment dated 15.03.2022, hence, her claim for promotion on the post of Elementary School Headmaster was not considered in promotion list dated 01.06.2016 as the said promotion was made as per the then Haryana School Education (Group C) State Cadre Service Rules, 2012.

As per above mentioned qualification, the claimant was not eligible for promotion on the post of Elementary School Head Master. Recently vide notification dated 15.03.2022 the following amendment has been made at Appendix B, against serial number 1, under column (4), for item (i) existing twice, the following entry shall be added at the end, namely :-

"OR

Shastri with atleast 50% marks from a recognized university and ShikshaShastri/ 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".

As per the above mentioned amendment, the case of claimant will be examined by the committee and if she is found eligible as per existing Service Rules, sanctioned posts, seniority list dated 15.01.2019 and other grounds, then the promotion case of claimant will be considered accordingly on merits. It is worthwhile to mention here that the junior counterparts were promoted in the compliance of direction issued by the Hon'ble High Court and separately no promotion cases were invited and considered for promotion to the post of ESHM from Sanskrit Teacher has been made by the department till today.

Furthermore, it is stated here that the claimant i.e. Smt. Manoj Kumari, Sanskrit Teacher also claimed for the benefit of 2nd ACP which has already been granted vide order

No. E-2/2018/313/344-47 dated 13.02.2017. However, the claimant has requested for not taking the promotion on the post of Elementary School Headmaster vide representation with an affidavit dated 17.05.2023.

In the context explained above, the case of the claimant has been examined and it has found that the claimant is not interested for promotion on the post of Elementary School Head Master as she requested vide representation alongwith an affidavit dated 17.05.2023 and the benefit of 2ndACP has already been granted to her. On the basis of present circumstances, the claim of the claimant has been fulfilled /satisfied in above terms.

I order accordingly.

Kee

(Kamal Preet Kaur)
Additional Director Administration,
O/o Director General Elementary Education,
Haryana, Panchkula.

Regd.

To

1. Manoj Kumari [022437], C&V Sanskrit Teacher, W/o Sh. Ram Kumar posted at Government Senior Secondary School Dhamtan Sahib, Jind, (1518), resident of Village Loan, Tehsil Narwana, District Jind.

Endst. No.: Even

Dated Panchkula the, 09/09/24

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, Jind.
3. Sh. Parveen Kumar Garg, Advocate R/o Near Garhwal Sabha, Shiv Mandir Street, Nada Road, Dashmesh Nagar, Naya Gaon, Chandigarh-160103.
4. IT Cell. To upload the Order on website.

N Singh
9/9/24

Dy. Superintendent, BSHM
Directorate of Elementary Education
Haryana, Panchkula

**OFFICE OF DIRECTOR GENERAL ELEMENTARY EDUCATION,
HARYANA, PANCHKULA**

Order No. 15/101-2024 TGT Estt. (2)

Dated, Panchkula 30.08.2024

The Technical resignation tendered by Smt. Somwati, (5019592), TGT Physical Education, GGSSS. Shamri (3497), Distt. Sonipat tendered by his notice dated 06.03.2024 is hereby accepted w.e.f. 06.04.2024 as per Rule 16 of Haryana Civil Services (Pension) Rules, 2016.

**Kamal Preet Kaur,
Additional Director Administration,
O/o Director General Elementary Education,
Haryana, Panchkula**

Endst. No. Even

Dated, Panchkula 4-9-2024

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

1. District Elementary Education Officer, Sonipat w.r.t. memo No. E-1-24/930 dated 19.07.2024.
2. Accountant General (A&E) Haryana, Chandigarh.
3. Principal/Head Master, GGSSS. Shamri (3497), Distt. Sonipat.
4. Smt. Somwati, (5019592), TGT Physical Education, GGSSS. Shamri (3497), Distt. Sonipat.
- ✓ 5. IT Cell, Head Quarter.

Shukla
Superintendent TGT Estt.
For Director General Elementary Education
So Haryana, Panchkula.