

No: EDN-U (E-5) Ele / Adhoc/ Tenure2018 / 1107 - 1108
Office of the
Dy Director of Elementary Education Una (H.P)
Dated:- 9 March/2018

To,

All the Principals / Headmasters
GSSS/GHS Distt Una (HP)

Subject:- SLP No 5370/2014 Titled as Harbans Lal V/S Rajeev Sharma &
others (Regarding recovery of overpayment ,Adhoc/ Tenure)


Memo,

It is to inform you that the Director of Elementary Education HP Shimla has sent the copy of Judgement / orders, passed by the Hon,ble Supreme Court of India in SLP No 5370/2014 Titled as Harbans Lal V/S Rajeev Sharma to this office vide their letter No EDN-Ele(111)SLP(c) 5370/2014- Kangra dated 08.02.2018 .

The photocopy of the same is being forwarded to you with the directions that the judgement passed by the Hon,ble Supreme Court of India in SLP NO 5370/2014 Titled as Harbans Lal letter be implemented in its letter & spirit and the recovery of overpayment , if not yet made be made immediately from the C&V Category and the information may be supplied to this office immediately ,so that the consolidated information could be supplied to the Directorate .

It is further clarified that, this letter is related to those teachers to whom the overpayment has been made while granting the benefit of Adhoc & Tenure service The instructions regarding making payment has already been issued by this office , from time to time .

Encls:- 3 pages


Deputy Director Elementary Education ,
Una Distt Una (H.P.)


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Dated

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1 .Copy is forwarded to the Director of Elementary Education HP Shimla for information please w.r. to their letter under reference..


Deputy Director Elementary Education ,
Una Distt Una (H.P.)

Reminder-I
Audit Matter

No.EDN-Ele(III)SLP© 5370/2014- Kangra
Directorate of Elementary Education
Himachal Pradesh Lalpani Shimla.

प्रारम्भिक शिक्षा निदेशालय
08 FEB 2018
शिमला - 1

Dated Shimla-171001, the Feb, 2018.

To

All the Deputy Director of Elementary Education,
in Himachal Pradesh. (Una)

Subject:-
Memo,

SLP© 5370/2014 titled as Harbans Lal V/s Rajeev Sharma & Ors.

Please refer to this Directorate letter of even number dated 23-12-2016 on the subject cited above vide which the copy of orders/judgment passed by the Hon'ble Supreme Court of India in SLP © No. 5370/2014-titled as Harbans Lal Vs Rajeev Sharma & ors. were send to you with the directions that recovery may be made as per direction of the Hon'ble High Court to the C&V category, but the same informations has not been sent to this Directorate till date.

It is therefore directed that the requisite information may please be supplied to this Directorate within three days through fax or e-mail whether the recovery has been made from the C&V teachers till date? If recovery not yet made, reasons thereof may be intimated, as the audit para has been observed by the Sr. Audit Officer, Camp at Directorate of Elementary Education.

This may be given personal attention and top priority.

E.T.
24/2/18

Endst. No Even

dated

the

Shimla-171001

+ *Sharma*
Director, Elementary Education,
Himachal Pradesh, Shimla-171001,
e-mail: eleedu-hp@gov.in
Phone No. 0177-2812464

Copy to the Sr. Audit Officer, Camp at Directorate of Elementary Education,
H.P. Shimla-171001 for information please.

536
836
26/2/18
Sharma
24/2/18

Sd/r
Director, Elementary Education,
Himachal Pradesh, Shimla-171001,
e-mail: eleedu-hp@gov.in
Phone No. 0177-2812464

ITEM NO.54

COURT NO.5

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (C) NO(S). 5370/2014
(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 04/10/2013
IN COCP NO. 414/2011 PASSED BY THE HIGH COURT OF HIMACHAL PRADESH
AT SHIMLA)

HARBANS LAL

PETITIONER(S)

VERSUS

RAJIV SHARMA & ORS.
(WITH INTERIM RELIEF AND OFFICE REPORT)

RESPONDENT(S)

WITH
SLP(C) NO. 8266/2014
(WITH APPLN. (S) FOR EXEMPTION FROM FILING O.T. AND IMPLEADMENT AND
OFFICE REPORT)

Date : 14/12/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Petitioner(s) Mr. Sukumar Patjoshi, Sr. Adv.
Mr. Mohan Lal Sharma, Adv.
Mr. S. Ramesh, Adv.
Ms. Shikha Sharma, Adv.
Mr. Uday B. W., Adv.

For Respondent(s) Mr. Suryanarayana Singh, Sr. AAG
Ms. Pragati Neekhra, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Heard the learned counsels for the parties and
perused the relevant material.

Exemption from filing O.T. is granted.

Applications for impleadment in Special Leave
Petition (Civil) No.8266 of 2014 are dismissed.

Signature Not Verified
Digitally signed by
VIRGO LAL SHARMA
Date: 2016.12.15
16:44:47 IST
Reason: —

We find no merit in the present Special Leave Petitions. The Special Leave Petitions are accordingly dismissed. However, we make it clear that in the event any recovery is made as per the directions contained in paragraph 25(b) of the impugned order of the High Court, such recovery will be without levy of any interest.

[VINOD LAKHINA]
COURT MASTER

[ASHA SONI]
COURT MASTER