

No.Fin-A-C (17)-1/2021
Government of Himachal Pradesh
Finance (Budget) Department

From:

The Principal Secretary (Finance) to the
Government of Himachal Pradesh, Shimla-171002.

- To
1. All the Administrative Secretaries to the Government of Himachal Pradesh.
 2. All the Head of Departments, Himachal Pradesh.

Dated Shimla-171002, the 11/10/2023

Subject:- Guidelines for depositing award amount in Hon'ble High Court, in cases where original order has been appealed against by the Department.

Sir,

I am directed to refer to the subject cited above and to say that several cases are received in Finance Department to provide funds to comply with the orders of Hon'ble High Court where deposit of award amount has been directed in cases where the original award has been appealed against by the Department. Such payments have an adverse impact on already stressed Ways and Means of the State.

The matter of providing State Government security/guarantee in such appeal cases in Hon'ble High Court was under consideration of the Government. The Law Department was also consulted in the matter. As per opinion of Law Department depositing

No. 528

21-10-23

R & E Dairly No.

175

Dated

25-10-23

amount disputed in appeal or furnishing security at discretion of the Appellate Court is a statutory requirement, therefore, it is imperative on the part of the appellant to deposit the amount disputed in the appeal or furnish security as per direction of the Court. Unless the amount as directed to be deposited or security to be furnished, the Appellant Court may not stay the operation of decree or entertain the appeal so filed against any decree.

In view of above, it has now been decided that the departments, where deposit of award amount has been directed in any appeal, may place the request before the Hon'ble High Court to consider accepting State Government security/guarantee for release of amount, as and when the case is finally decided, to prevent blocking/parking of funds, outside the Treasury. If the Hon'ble High Court agrees to accept the State Government guarantee/security, the Head of Department (HoD) may submit the security/guarantee before the Hon'ble High Court in this regard, after obtaining approval of Finance Department.

These guidelines may please be brought to the notice of all concerned.

Yours faithfully,

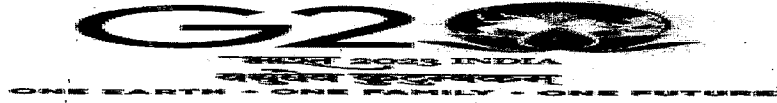


(Dr. Abhishek Jain),
Secretary (Finance) to the
Government of Himachal Pradesh



HIMACHAL PRADESH STATE ELECTRICITY BOARD LIMITED

(A State Govt. undertaking)



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No. HPSEBL (SECTT)/R&E/Govt.Notification 2022-23:- 6186- 996 Dated 21-11-23

Copy of notification received through, Secretary (Finance) to the GoHP vide notification No. Fin-A-C(17)-1/2021 dated 11 October 2023 is forwarded to the following for strict compliance.

1. All the Chief Engineers in HPSEBL.
2. All the Superintending Engineers in HPSEBL.
3. All Sr. Executive Engineers / REs in HPSEBL.
- ✓ 4. The S.E. (IT) HPSEBL Shimla for uploading the HPSEBL web site.
5. All the Dy. /Under Secretaries in Board Secretariat HPSEBL.
6. The Chief Accounts Officer/Chief Auditor, F&A Wing HPSEBL, Shimla.

DA/As above

Nishi Ranwar
(Nishi Ranwar)
Under Secretary (R&E)
HPSEBL Vidyut Bhawan,
Shimla-4.