



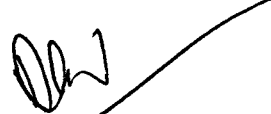
HIMACHAL PRADESH STATE ELECTRICITY BOARD LIMITED

Registered office
(CIN)
GST No.
Telephone Number
Website address
Email

(A State Govt. undertaking)
Vidyut Bhawan, HPSEBL, Shimla-171004(H.P.)
U40109HP2009SGC31255
HPSEBL 02 AACCH4894EHZB
0177-2803600, 2801675 (Office), 2658984(Fax)
www.hpseb.com
cmd@hpseb.in & directorfa@hpseb.in

OFFICE ORDER

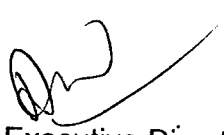
The Himachal Pradesh State Electricity Board Limited is pleased to adopt the instructions issued by the Department of Deputy Secretary (Personnel) to the Government of Himachal Pradesh vide letter No. PER(AP)-C-E(3)-1/2020 dated 17th March, 2020 (copy enclosed) in HPSEBL in toto w.e.f. 17.03.2020 from the date of issue of notification by the Govt. of H.P.


(Dr. Ashwani Kumar Sharma),
Executive Director (Pers.),
HPSEB Ltd., Vidyut Bhawan,
Shimla-4.

No. HPSEBL (SECTT)/R&E/ Govt. Instt./2020-14330-1505 Dated:- 27-6-2020
Copy forwarded for information and necessary action to:-

1. All the Chief Engineers in HPSEB Ltd. (i/c M.D BVPLC) Jogindernagar
2. The Chief Accounts Officer/Chief Auditor, HPSEB Ltd., Shimla-4.
3. The Resident Audit Officer, HPSEB Ltd., Shimla-4.
4. The Land Acquisition Officer, HPSEB Ltd., Mandi.
- ✓ 5. All the Superintending Engineers in HPSEB Ltd. (i/c SE-IT).
6. All the Spl. Private Secretary/Sr. P.S./P.S. to CMD/Directors/Executive Director (Pers.) in Board Sectt. in HPSEB Ltd.
7. All the Deputy Secretary /Under Secretary in Board Sectt. HPSEB Ltd.
8. The Secretary, Forum for Redressal of Grievances HPSEB Ltd., Consumer Kasumpti, Shimla-9.
9. All the Sr. Executive Engineers/Resident Engineers in HPSEB Ltd.
10. The Dy. Director (Personnel) / joint Director (PR) in Board Sectt. HPSEB Ltd.
11. All the Section Officers in Board Sectt. HPSEB Ltd.
12. Librarian, HPSEB Ltd., Shimla-4.
13. Guard File.

DA:-As above.


Executive Director (Pers.),
HPSEB Ltd., Vidyut Bhawan,
Shimla-4.

For/07
SV XMITT

HEC(107)
1/2

No.PER(AP)-C-E(3)-1/2020
Government of Himachal Pradesh
Department of Personnel (AP-III)

Dated: Shimla-171002, the 17th March, 2020

From

The Additional Chief Secretary (Personnel) to the

1. All Administrative Secretaries to the Government of Himachal Pradesh.
2. All Divisional Commissioners in Himachal Pradesh.
3. All Head of Departments in Himachal Pradesh.
4. All Deputy Commissioners in Himachal Pradesh
5. All the Chairmen/Managing Directors/Secretaries & Registrars of all the Public Sector Undertakings/Corporations/Boards/Universities, etc. in H.P.

Subject: Reservation in services for the children/grandchildren of Freedom Fighters-Instructions regarding.

Madam/Sir,

I am directed to say that the State Government has provided 2% reservation to the wards of freedom fighters in the services of the State/State Public Sector Undertakings/Autonomous Bodies etc. in direct recruitment to Class-I, Class-II, Class-III and Class-IV posts/ services vide Department of Personnel's letter No.Per(AP-II)D(2)-10/83, dated 16.10.1984. The State Government vide this department's letter No.PER(AP)-C-F(4)-4/96, dated 05.05.2001, has issued instructions specifying therein that the married daughters/granddaughters of freedom fighters shall not be entitled for the benefit of reservation meant for wards of freedom fighters.

2. In this regard, it is intimated that the Hon'ble High Court of Himachal Pradesh in CWPIL No.114/2017 titled as Court on its own motion versus of State of Himachal Pradesh & others vide judgment dated 14.08.2018 has held that the State Government cannot discriminate on the ground of gender while giving benefit of reservation only to the married sons and not the married daughters and the same was held to be contrary to the provisions of Article 14 & 15 of the Constitution of India and accordingly, the said notification was quashed and set aside. The judgment passed by the Hon'ble High Court in CWPIL No.114/2017 was challenged by the General Administration Department before the Hon'ble Supreme Court in Special Leave Petition No.29708/2019 (Diary No.19577/2019)-titled as State of Himachal Pradesh & another versus the High Court of Himachal

Recd. D.O. No. 311

Dated 14-5-2020

Contd. P/2-

Pradesh which is tagged with one similar matter pending before the Hon'ble Apex Court as SLP No.31435/2016 State of H.P. versus Neelam Kumari.

3. It is further intimated that the General Administration Department in compliance to judgment passed by the Hon'ble High Court of Himachal Pradesh in CWP No.952/2019-titled as Banita Devi versus State of Himachal Pradesh & others has issued instructions vide letter No.GAD-E-(E)3-3/2019, dated 26.07.2019 & 23.09.2019 to all the Deputy Commissioners/SDMs of Himachal Pradesh to issue provisional ward of freedom fighter certificate to the married daughters/granddaughters of freedom fighters. However, the judgment and order dated 11.06.2019 in CWP No.952/2019 passed by the Hon'ble High Court of Himachal Pradesh has also been assailed before the Hon'ble Apex Court which is also tagged with SLP(C) No. 31435/2016.

4. Therefore, the State Government has decided to extend the benefit of reservation to the married daughters and grand-daughters of freedom fighters also under the wards of freedom fighter reservation, subject to the final outcome of the pending petitions for Special Leave to Appeal before the Hon'ble Supreme Court of India. Hence, the instructions issued by the State Government vide Department of Personnel's letter No.PER(AP)-C-F(4)-4/96, dated 05.05.2001 may be deemed to have been amended to this extent. These instructions may be brought to the notice of all concerned.

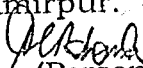
Yours faithfully,


(O.P. Bhandari)

Deputy Secretary (Personnel) to the
Government of Himachal Pradesh.
Tel.No. 0177-2626097

Endst.No.Per(AP)-C-E(3)-1/2020 Dated: Shimla the 17TH March, 2020
Copy forwarded for information and necessary action to:-

1. The Secretary to the Governor, Himachal Pradesh, Shimla-2.
2. The Secretary, H.P. Vidhan Sabha, Shimla-171004.
3. The Registrar, H.P. High Court, Shimla-171001.
4. The Secretary, H.P. Public Service Commission, Shimla.
5. The Secretary, H.P. Staff Selection Commission, Hamirpur.


Deputy Secretary (Personnel) to the
Government of Himachal Pradesh
