

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA.**LPA No. 71 of 2026****Date of decision: 20.05.2026**

State of H.P. & Ors.

...Appellants

Versus

Sunil Kumar

...Respondent

Coram

The Hon'ble Mr. Justice G. S. Sandhawalia, Chief Justice.***The Hon'ble Mr. Justice Bipin C. Negi, Judge.****Whether approved for reporting?***For the Appellants:** Mr. Gobind Korla, Additional Advocate General.**For the Respondent:** Mr. M. A. Safee, Advocate.**G. S. Sandhawalia, Chief Justice (Oral)**

The exception is taken to the judgment passed by the learned Single Judge in **CWP No. 15943 of 2025**, titled as **Sunil Kumar vs. State of H. P. & Ors.**, decided on 10.10.2025, whereby the order dated 05.05.2025 (Annexure P-4) was quashed and set aside and the State was directed to consider and decide the case afresh for grant of benefits under the Revised Pay Scale Rules, 2022, in accordance with the judgment passed in **CWP No. 1638 of 2024**, titled as **Mohit Sharma vs. State of H.P. & Ors.**, dated 29.11.2024.

2. Learned Counsel for the State submits that in view of the instructions dated 04.04.2026, Rule 7(A) of the

Himachal Pradesh Civil Services (Revised Pay) First Amendment Rules, 2022 shall apply to an employee appointed on a contract basis on or before 03.01.2022 who shall receive the benefit of the said Rule only after completion of two years of regular service. He has placed on record a copy of the order dated 10.04.2026, whereby it was noticed that the employee was appointed on compassionate grounds on 13.01.2020, on contract basis, and his services were regularized w.e.f. 01.04.2022 and he had completed two years of regular service on 31.03.2024. It has been pointed out that benefits have been granted vide order dated 10.04.2026, regarding higher pay scale on completion of two years, which were, however, subject to the final outcome of the Letters Patent Appeal.

3. It is, thus, submitted that once the amendment has been made by inserting Rule 7(A) to the said Rules and by further notifying the second amendment on 06.09.2025 and then re-inserted vide notification dated 04.04.2026, the benefits would thus flow.

4. Keeping in view the above, we are of the considered opinion that the instant Letters Patent Appeal has thus become infructuous and the necessary effect of the said order be given to the employee.

5. The appeal stands disposed of in the aforesaid terms, so also pending applications, if any.

(G. S. Sandhawalia)
Chief Justice

20th May, 2026
(sanjeev)

(Bipin C. Negi)
Judge