



2026:HHC:30062

Sarwan Kumar Versus The State of Himachal Pradesh and others

CWPOA No.1825 of 2019

19.11.2025 Present: Mr. Surinder Saklani, Advocate, for the petitioner.
Mr. Hemant K. Verma, Deputy Advocate General,
for the respondents-State.

Pursuant to orders dated 25.10.2025, Learned
State Counsel has furnished the *Instructions* dated
30.05.2025, which reads as under:-

“HIMACHAL PRADESH
PUBLIC WORKS DEPARTMENT

No.PW-CWPOA No.1825/2019-Sarwan-562
Dated 30.05.2025.

To

Ld. Advocate General
Himachal Pradesh.

Subject:- CWPOA No.1825/2019 in CWP
No.7107/2011 titled as Sarwan
Kumar vs State of HP & others.

Sir,

I have the honor to invite your kind
attention towards subject cited matter, which has
been ordered to be listed before the Hon'ble High
Court of HP.

In this behalf it is respectfully
submitted that the petitioner as initially engaged as
Fitter (Mechanical) w.e.f. 01.1.1994 in the
respondent department and further he was re-
designated as Junior Technician (Mech.-cum-Fitter)
w.e.f. 01.1.1996. The petitioner was further granted
placement as Technician Gr. II on 01.12.2007. The
petitioner in the year, 2011 had filed petition before
the Hon'ble High Court and therein he claimed
promotion to the post of Junior Engineer
(mechanical) contrary to the provisions of R & P
Rules. To this petition, detailed reply was filed and
the claim of petitioner was contested on the basis
of various grounds. The petition was further
transferred to erstwhile HP Administrative Tribunal
und registered as TA No. 21.68/2015. Thereafter
upon abolition of erstwhile HP Administrative
Tribunal, the petition was transferred to Hon'ble



2026:HHC:30062

High Court and registered as CWPOA NO. 1825/2019. The petition as listed before the Hon'ble High Court on 25.10.2024, when following order was passed:-

"As prayed. Learned State Counsel to furnish instructions by tomorrow, as to whether the incumbents who possess certificate course in the trade of Motor Mechanic are equivalent to that of incumbents who are ITI Turners."

In this behalf the matter was submitted to Government for being examined by equivalence committee. **The matter was examined at the Government level and vide letter No. PWD-A-BO(15)/54/2024 dated 15.3.2025 it has been advised that the job profile of both the trades i.e. Motor Mechanic and Turner are different in nature, as such this is not a fit case to place before the State Level Equivalence Committee.** It is further submitted that the petitioner was granted placement as Technician Gr. II in the December, 2007. Moreover, the petitioner stood retired in the year, 2015. You are, therefore, requested to kindly apprise the Hon'ble Court accordingly on the date of hearing and pray for disposal of petition in the interest of justice.

Yours faithfully,

Engineer-in-Chief,
HPPWD, Shimla-2."

2. Copy of *Instructions* has been furnished to Learned Counsel for the petitioner.

3. Learned State Counsel further submits that decision taken by the Government on 15.03.2025 shall be supplied to the petitioner within two weeks. Let needful be done accordingly.

List after two weeks.

(Ranjan Sharma)
Judge

November 19, 2025
[Bhardwaj]