

Kanishak Singh vs. State of HP and others

CWP No.8958 of 2024

30.08.2024 Present: Mr. Dheeraj Kanwar, Advocate, for the petitioner.
Mr. Raj Kumar Negi, Additional Advocate General, for the respondents/State.

CWP No.8958/2024

Notice. Mr. Raj Kumar Negi, learned Additional Advocate General, appears and waives service of notice on behalf of the respondents and seeks time to file reply.

Reply/instructions be filed/obtained within four weeks. List after four weeks.

CMP No.15074/2024

The applicant was appointed as Junior Basic Teacher (JBT) on contract basis on 08.03.2019. The applicant, thereafter was regularized on 17.01.2022. In so far as his next promotion is concerned, the same is that of a Trained Graduate Teacher (TGT).

Qua the petitioner's category, there exists 15% quota for the purpose of promotion to the post of TGT. The requirement of the rule for a candidate in order to be promoted as TGT under 15% quota, provided to the applicant and the other similarly situate candidates, is that an individual must possess five years regular service or regular combined with continuous *ad hoc* service rendered, if any, in the grade.

It is a settled position of law that the service rendered on contract comes within the purview of *ad hoc* service. In view thereof, as on date, the petitioner has rendered five years

regular service combined with continuous *ad hoc* service (contract service) in the grade.

In view of above, the respondents are directed to consider the case of the petitioner for further promotion to the post of TGT during the pendency of the present petition. Application stands disposed of.

August 30, 2024 (KS)

(Bipin C. Negi)
Judge