

Item No.D-21

Court on its own motion vs. State of Himachal Pradesh and others

CWP No.8324 of 2023

05.05.2026 Present: Court on its own motion.

Mr. Anup Rattan, Advocate General with Mr. Pranay Pratap Singh, Additional Advocate General, for the respondents/State.

From the affidavit filed, it is apparent that six Ex-Chief Parliamentary Secretaries (CPS) continue to utilize the Government Accommodation(s), as detailed in the said affidavit. It is apparently clear that neither the licence fee is being paid by the said Ex-Chief Parliamentary Secretaries nor it is being deducted by the Himachal Pradesh Vidhan Sabha Secretariat from their salaries.

On the other hand, the State Government has taken a decision to allow them to occupy the said houses, subject to the final outcome of the Special Leave Petition, in which there is no stay qua their removal and the stay is stated to be only as per their disqualifications and only Paragraph-53 of the judgment is stated to have been stayed.

In such circumstances, we are of the considered opinion that the said occupants are neither paying licence fee nor any deduction has been made from their salaries and they continue to utilize the said Government Accommodation(s), which are far beyond their entitlement and no steps have been taken to cancel the same on account of the decision of the State Government.

Faced with the aforesaid situation, learned Additional Advocate General prays for time to place on record the decision of the State Government dated 06.06.2025 before we further proceed in the matter.

List on **25.06.2026**.

(G.S. Sandhawalia)
Chief Justice

(Bipin C. Negi)
Judge

May 05, 2026 (KS)