

Girish Thakur vs. State of H.P. & Ors.

CWP No.13418 of 2026

05.08.2026 Present : Mr. Anuj Bali, Advocate, for the petitioner.

Mr. Raj Negi, Deputy Advocate General, for respondents No.1 to 3-State.

Ms. Shivani Priya, Advocate, for respondent No.4-HP Public Service Commission.

Mr. Vivek Singh Thakur, Advocate, for respondent No.5.

CWP No.13418 of 2026

Notice. Mr. Raj Negi, Deputy Advocate General, Ms. Shivani Priya, Advocate and Mr. Vivek Singh Thakur, Advocate, appear, waive and accept service of notice on behalf of respondents No.1 to 3, respondent No.4 and respondent No.5, respectively.

Replies, as prayed, be filed within four weeks. Rejoinder thereto, be filed within two weeks thereafter.

List for consideration on **17.09.2026**.

CMP No.19946 of 2026

Notice and replies in aforesaid terms.

It is the case of the applicant-petitioner that his initial appointment, though, was on contract basis, but was after following the Recruitment & Promotion (R&P) Rules and he was appointed on contract basis after facing the rigors of R&P Rules as applicable to regular appointment, and in view of the judgments passed by this Court, as upheld by Apex Court, he is entitled for counting his contract service, but after regularization, for service benefits, which also includes length of service to be counted towards the eligibility to apply and appear in the process for selection of Section Officer, for which three years' minimum

regular service is the eligibility condition for submitting applications, whereas, after regularization, the applicant-petitioner has not completed three years' service however, by adding the contract service of more than two years, he would be eligible for submitting the application for selection to the post of Section Officer in response to the Advertisement dated 09.07.2026 (Annexure P-1) issued by respondent No.4-H.P. Public Service Commission, but for want of issuance of certificate to be submitted with online application as required in the Advertisement, the application of the applicant- petitioner either be rejected or not accepted by the system.

It has been submitted by learned counsel for the applicant-petitioner that last date for submitting applications is 05.08.2026 and the application shall be accepted by the system only on appending the necessary certificate prescribed in the Advertisement. However, for not counting contractual service the requisite certificate is not being issued to the applicant- petitioner.

Keeping aforesaid claim of the applicant-petitioner open, at this stage, the respondents are directed to issue provisional eligibility certificate/NOC to the applicant-petitioner on or before **05.08.2026**, i.e. today, as required in terms of Advertisement, so as to enable him to upload his application on the website, which shall be considered provisionally by allowing the applicant- petitioner to appear in the test for the post of Section Officer, if conducted before next date of hearing.

It is made clear that aforesaid order shall not create any equity in favour of the applicant-petitioner, and his participation in process shall be subject to further order passed in this regard.

Gist of this order shall be communicated by the learned counsel appearing on behalf of respondent No.5 to HP State Co-operative Milk Producers' Federation Limited, for necessary compliance.

List for consideration along with petition on next date.

(Vivek Singh Thakur)
Judge

(Ranjan Sharma)
Judge

5th August, 2026
(Pardeep)

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