

obviously the regularization was not in pursuance of Section 33-C. Even otherwise we find that Section 33-C has no application to the appellant's case since the appellant was appointed on ad hoc basis by direct recruitment before 14th May, 1991. Whereas Section 33-C confers the benefit of regularization only on those appointed after 14th May, 1991 vide Section 33-C (a)(i).

The respondent No.4 was initially appointed as a C.T. Grade teacher having the certificate of teaching. She completed ten years, therefore, in accordance with Section

1 33-C. Regulation of certain more appointments. - (1) Any teacher who, -
ot (a) (i) was appointed by promotion or by direct recruitment on or after May 14, 1991 but not
later than August 6, 1993 on ad hoc basis against substantive vacancy in accordance with
3 Section 18, in the Lecturer grade or Trained Graduate grade;
on ad hoc basis against a substantive vacancy in the post of a Principal or Headmaster in
in accordance with Section 18;
(b) possesses the qualification prescribed under, or is exempted from such qualifications
accordance with, the provisions of the Intermediate Education Act, 1921;
(c) has been continuously serving the Institution from the date of such appointment up to
the date of the commencement of the Uttar Pradesh Secondary Education Services
Commission (Amendment) Act, 1998;
(d) has been found suitable for appointment in a substantive capacity by a Selection
Committee constituted under sub-section (2);
Shall be given substantive appointment by the management.

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33-D2 her services were regularized as a
Trained Graduate Grade with effect from
8.11.1992.

It is thus obvious that the respondent
no.4 gained a prior entry in L.T. Grade having
been brought into the said Grade in 1992;
whereas the appellant was brought into the said
Grade in 1993, accordingly, there is no doubt
that Respondent No.4 was senior to the
appellant.

As a consequence of the above facts, the
appellant failed in the writ petition that she
filed before the High Court. The learned
Single Judge dismissed the appellant's writ
petition. In appeal, the Division Bench
confirmed the said judgment.

Shri D.K. Garg, learned counsel appearing
for the appellant, strenuously contended that
the appellant is entitled to the benefit of
Section 33-C but later on fairly accepted the
fact that Section 33-C would have no
application to the appellant's case, since the
appellant had been appointed prior to 1991,
which is a requirement of the Section.

We, thus, find that there is no merit in
this appeal and the judgment of the High Court

2 33-D. Special provision for Certificate of Teaching grade teachers.-- Every teacher in the
e Certificate of Teaching grade, who is a trained graduate and, -
(a) has completed ten years' continuous satisfactory service in the said grade on or before
January 1, 1986 shall, with effect from January 1, 1986: or
(b) completes the said service of ten years after January 1, 1986 shall, with effect from

