

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA.

CWP No. 10852 of 2012-F.

Decided on: December 31, 2012.

1. Birbal S/o Sh. Khemdi Ram, Shashtri Teacher, Govt. Middle School Kutlahar, Under Complex, Govt. Ser. Sec. School Ganoh, Tehsil Nurpur Distt. Kangra H.P.
2. Anil Kumar S/o Sh. Bhisham Ram, Shashtri Teacher, Govt. Middle School Badein, Under Complex Govt. Ser. Sec. School Boda, Tehsil Palampur, Distt. Kangra, H.P.
3. Sushil Kumar S/o Sh. Shakti Chand, Shashtri Teacher, Govt. High School Nanaon, Tehsil Palampur, Distt. Kangra, H.P.
4. Kartar Singh S/o Sh. Rikhi Ram, T.G.T. Govt. Middle School Upper Malag, Under complex Govt. High School Punner, Tehsil Palampur, Distt. Kangra, H.P.
5. Seema Sood D/o Sh. Lachhi Ram Sood, Shashtri Teacher, Govt. Ser. Sec. School Bhawarna, Tehsil Palampur, Distt. Kangra, H.P.
6. Alka Kaistha D/o Sh. Bhawan Kumar Gupta, T.G.T. Govt. High School Purba, Tehsil Palampur, Distt. Kangra, H.P.
7. Anju Bala, D/o Sh. Jagdish Ram Sharma, Shashtri Teacher, Govt. Middle School Upper Punner Under Complex Govt. High School Punner, Tehsil Palampur, Distt. Kangra, H.P.
8. Sudhanshu Awasthi S/o Sh. Priam Vad Sharma, Govt. Middle School Badsar, Under Complex Govt. High School Jia, Tehsil Palampur, Distt. Kangra, H.P.
9. Purashotam Chand S/o Sh. Pala Ram, Shashtri Teacher, Govt. Ser. Sec. School, Baroh Tehsil Baroh Distt. Kangra, H.P.
10. Jagan Nath S/o Sh. Tara Chand Shashtri Teacher, Govt. Ser. Sec. School Sunhi, Tehsil Baroh, Distt. Kangra, H.P.
11. Subhash Kumar S/o Pathanoo Ram, Shashtri Teacher, Govt. Middle School Balol, under complex G.S.S.S. Sunhi Tehsil Baroh Distt. Kangra, H.P.
12. Shekhar Sharma S/o Sh. Om Prakash, Shashtri Teacher, Govt. High School Kaned, Tehsil Dharamshala, Distt. Kangra, H.P.
13. Sindhu Paul S/o Sh. Daulat Ram, Shashtri Teacher, Govt. High School Bhalad, Tehsil Jawali Distt. Kangra, H.P.
14. Ram Dass S/o Sh. Khem Raj, T.G.T. Govt. High School Riali, Tehsil Indora, Distt. Kangra, H.P.
15. Pranen Sharma S/o Sh. Ram Nath Sharma, T.G.T. Govt. Ser. Sec. School Sansal, Tehsil Baijnath, Distt. Kangra, H.P.
16. Suresh Kumar S/o Sh. Prithi Chand, Shashtri Teacher, Govt. Middle School Chadhiarkhas, Govt. Sr. Sec. School Salehra, Tehsil Baijnath Distt. Kangra H.P.
17. Krishna Devi, Shashtri Teacher, Govt. Middle School Ayor, under complex Govt. Ser. Sec. School Mazhin, Tehsil Dehra, Distt. Kangra, H.P.

18. Ramesh Chand S/o Sh. Basant Ram, Shashtri Teacher, Govt. High School Karer U/C Govt. Senior Sec. School Jhagriani Tehsil Barsar Distt. Hamirpur, H.P.

.....Petitioners.

Versus

1. State of Himachal Pradesh through its Principal Secretary (Education) to the Government of Himachal Pradesh, Shimla-171002.
2. Director of Elementary Education, Himachal Pradesh, Shimla-171101.
3. Deputy Director Education Kangra at Dharamshala Distt. Kangra Himachal Pradesh.
4. Deputy Director Education Hamirpur Distt. Hamirpur Himachal Pradesh.
5. Treasury Officer Nurpur, Tehsil & Distt. Kangra, Himachal Pradesh.
6. Treasury Officer Palampur, Tehsil & Distt. Kangra, Himachal Pradesh.
7. Treasury Officer Baroh, Tehsil & Distt. Kangra, Himachal Pradesh.
8. Treasury Officer Dharamshala, Tehsil & Distt. Kangra, Himachal Pradesh.
9. Treasury Officer Jawali, Tehsil & Distt. Kangra, Himachal Pradesh.
10. Treasury Officer Indora, Tehsil & Distt. Kangra, Himachal Pradesh.
11. Treasury Officer Baijnath, Tehsil & Distt. Kangra, Himachal Pradesh.
12. Treasury Officer Dehra, Tehsil & Distt. Kangra, Himachal Pradesh.
13. Treasury Officer Barsar, Tehsil & Distt. Kangra, Himachal Pradesh.
14. Principal Govt. Ser. Sec. School Ganoh, Tehsil Nurpur Distt. Kangra, H.P.
15. Principal Govt. Ser. Sec. School Boda, Tehsil Palampur, Distt. Kangra, H.P.
16. Head Master Govt. High School Nanaon, Tehsil Palampur, Distt. Kangra, H.P.
17. Head Master Govt. High School Punner, Tehsil Palampur, Distt. Kangra, H.P.
18. Principal Govt. Ser. Sec. School Bhawarna, Tehsil Palampur, Distt. Kangra, H.P.
19. Head Master Govt. High School Purba, Tehsil Palampur, Distt. Kangra, H.P.
20. Head Master Govt. High School Jia, Tehsil Palampur, Distt. Kangra, H.P.
21. Principal Govt. Ser. Sec. School, Baroh, Tehsil Baroh, Distt. Kangra, H.P.
22. Principal Govt. Ser. Sec. School Sunhi, Tehsil Baroh, Distt. Kangra, H.P.
23. Head Master Govt. High School Kaned, Tehsil Dharamshala, Distt. Kangra, H.P.
24. Head Master Govt. High School Bhalad, Tehsil Jawali, Distt. Kangra, H.P.

25. Head Master Govt. High School Riali, Tehsil Indora, Distt. Kangra, H.P.
26. Principal Govt. Ser. Sec. School Sansal, Tehsil Baijnath, Distt. Kangra, H.P.
27. Principal Govt. Ser. Sec. School Salehra, Tehsil Baijnath Distt. Kangra, H.P.
28. Principal Govt.; Ser. Sec. School Mazhin, Tehsil Dehra, Distt. Kangra, H.P.
29. Principal Govt. Senior Sec. School Jhagriani Tehsil Barsar, Distt. Hamirpur, H.P.

.....Respondents.

Coram

The Hon'ble Mr. Justice Kurian Joseph, Chief Justice.
The Hon'ble Mr. Justice Sanjay Karol, Judge.

For the petitioners : Mr. Avinash Jaryal, Advocate.

For the Respondents : Mr. Shrawan Dogra, AG, with Mr. J.K. Verma, Dy. AG.

Justice Kurian Joseph, C.J. (Oral)

This issue pertaining to vacation salary to contract teachers is squarely covered by the judgment of this Court rendered in CWP No. 415 of 2000, titled as **Baldev Singh versus State of H.P. & Others**, and the judgment has become final. Therefore, this writ petition is disposed of directing the respondents to release the due and admissible vacation salary, during the entire service period, to the petitioners in case the same has not been granted so far, within a period of four months from the date of production of the copy of this judgment alongwith a copy of the Writ Petition and the copy of the judgment, referred to above. If the amounts are not disbursed as above, the petitioners will be entitled to interest @ 10% and the officers responsible for the delay shall be personally liable for the same.

2. The Writ Petition is disposed of, so also the pending application(s), if any.

(Justice Kurian Joseph),
Chief Justice

31st December, 2012.
(vs)

(Justice Sanjay Karol),
Judge.