

IN THE HIGH COURT OF HIMACHAL PRADESH AT SHIMLA

ON THE 30th DAY OF NOVEMBER, 2021

BEFORE

HON'BLE MR. JUSTICE AJAY MOHAN GOEL

CIVIL WRIT PETITION No. 6402 of 2020

Between:-

1. Manju Devi, w/o Sh. Sarwan Kumar,
VPO Gopalpur, Tehsil Palampur,
District Kangra, H.P
2. Anita Kumari, W/o Sh. Gopal Dogra,
Resident of VPO Sunehad, Tehsil
Nagrota Bagwan, District Kangra, H.P
3. Mungeshwari Devi W/o Sh. Surjeet
Kumar, Resident of Village Sarotri,
Tehsil Baroh, District Kangra, H.P.
4. Reena Kumari D/o Sh. Om Parkash
Resident of Village & Post Office
Uprli Kothi, Tehsil Nagrota Bagwan,
District Kangra, H.P.
5. Suresh Kumari, w/o Sh. Pawan
Kumar, resident of Village & Post
Office Tehar, Tehsil Harchakyan,
District Kangra, H.P.
6. Seema Devi, W/o Sh. Sansar Chand,
Resident of Registrar Village and P.O.
Dhaloon, Tehsil Bagwan, District
Kangra, H.P.
7. Lajya Devi W/o late Sh. Vijay Kumar,
Resident of Village Kotla, P.O.
Chamiyana, Tehsil Dharamshala,
District Kangra, H.P.
8. Rachna Devi, W/o Sh. Ravi Kumar,
Resident of Village & Post Office
Garoh, Tehsil Shahpur, District
Kangra, H.P.
9. Munisha Dhiman, W/o Sh. Naresh
Kumar, Resident of Village and Post
Office Charri, Tehsil Shahpur, District
Kangra, H.P.
10. Sushma Devi, W/o Sh. Surinder
Kumar, Resident of Village Boudarna,

- P.O. Rehlu, Tehsil Shahpur, District Kangra, H.P.
11. Pooja Devi Dro Sh. Partap Chand, Resident of Village and P.O. Dadhamb, Tehsil Shahpur, District Kangra, H.P
 12. Asha Devi W/o Sh. Sujan Singh, Resident of Village Jamned, PO Kakroti, Tehsil Sihunta, District Chamba HP.
 13. Meenakshi Devi W/O Balraj VPO Bagdhar Tehsil Dalhousie District Chamba H.P.
 14. Aruna Devi, W/o Sh. Jogeshwar Singh, Village Bhadwal, P.O. Matour. Tehsil & District Kangra, H.P.
 15. Sunita Kumari W/o Sh. Sanjeev Kumar, Resident of Village and P.O. Sukkar, Tehsil Dharamshala, District Kangra, H.P.
 16. Veena Kumari, W/o Sh. Vijay Kumar, Resident of Village Kaned, P.O. Ghiyana kalan, Tehsil Dharamshala, District Kangra, H.P.
 17. Nisha Choudhary, W/o late Sh. Subgash Chand, Resident of Village Passu, Post Office Passu Pantehar, Tehsil Dharamshala, District Kangra, H.P.
 18. Vinita Devi, W/o Sh. Harbansh Lal, Village Barwala, P.O. Ghiana Kalan, Tehsil Dharamshala, District Kangra, H.P.
 19. Bindu Devi W/o Sh. Rakesh Kumar, Resident of V.P.O. Shewn, Tehsil Shahpur, District Kangra, H.P.
 20. Pawna Devi W/o Sh. Ranjeet Singh, Resident of Village and P.O. Rait, Tehsil Shahpur, District Kangra, H.P.
 21. Soma Devi W/o Sh. Rakesh Kumar, Resident of Upla Bhaniyar, P.O. Shewn, Tehsil Shahpur, District Kangra, H.P.
 22. Pinki Devi, W/o Sh. Nek Ram, Resident of Village Gorda, P.O.

- Shahpur, Tehsil Shahpur, District Kangra, H.P.
23. Jyoti Sharma, W/o Sh. Ravinder Sharma, Resident of Village and P.O. Bansoor, Tehsil Shahpur, District Kangra, H.P.
 24. Munni Bibi, W/o Sh. Makhan, Resident of Village and P.O. Jolna, Tehsil Sihunta, Distt. Chamba, H.P.
 25. Sarotri Devi, W/o Sh. Inder Singh, Resident of Village Dadaman, P.O. Balana, Tehsil Bhatiyat, District Chamba, H.P.
 26. Anita Devi Wo Sh Surjeet Singh, Resident of Village Morthu, PO Mortho, Tehsil Sihunta, District Chamba, H.P.
 27. Reetu Devi Wo St. Vinay Singh. Resident of Village Ghanoti, PO. Samote, Tehsil Bhattiyar, District Chamba, H.P.
 28. Reena Devi Wa Sh Tilak Ram, Resident of Village Saned, P.O. Rajain. Tehsil Bhattiyar, District Chamba, H.P.
 29. Shivani Kumari W/o Sh. Rakesh Kumar, Resident of Village Chhalara, P.O. Sihunta, Tehsil Sihunta, District Chamba, H.P.
 30. Suman Devi W/o Sh. Rakesh Pal Singh, Resident of Village Dhulera, P.O. Dhulera, Tehsil Bhatiyat, District Chamba, H.P.
 31. Anita Joshi W/o Sh. Vidya Sagar, Resident of Village Dhalata, P.O. Kathla, Tehsil Bhattiyat, District Chamba, H.P.
 32. Sanjana Devi W/o Sh. Birender Kumar, Resident of Village Malara, P.O. Sihunta, Tehsil Sihunta, District Chamba, H.P.
 33. Damesha W/o Sh. Ajay Kumar, Resident of Village and P.O. Garnota, Tehsil Bhattiyat, District Chamba, H.P.

34. Kalpna Devi W/o Sh. Sanjay Kumar,
Resident of Village and P.O. Hangloh,
Tehsil Palampur, District Kangra, H.P.
35. Rachna Devi, W/o Sh. Krishan Kumar,
Village Kandi, P.O. Darognu, Tehsil
Palampur, District Kangra, H.P.
36. Sapna Devi W/o Sh. Vipin Kumar,
Village & Post office Tang Narwana,
Tehsil Dharamshala, District Kangra,
H.P.
37. Sushama Kumari W/o Sh. Lekh Raj,
Resident of Village Jassour, Post
Office Ronkhar, Tehsil Nagrota
Bagwan, District Kangra, H.P.
38. Sunita Kumari, W/o Sh. Pushpinder
Singh, Resident of Village narwana
Khas, Post Office Yol Cantt. Tehsil
Dharamshala, District Kangra, H.P.
- 39 Vinod Kumari, W/o Sh. Kalyan Singh,
Resident of Village Tharu, Post Office
& Tehsil Nagrota Bagwan, District
Kangra, H.P.
- 40 Dimple Kumari W/o Sh. Ashok
Kumar, Resident of Village Samayara,
P.O. Chhughera, Tehsil Baroh,
District Kangra, H.P.
41. Reshma Devi W/o Sh. Harbans Lal,
Resident of Village and Post Office
Barana, Tehsil Nagrota Bagwan,
District Kangra, H.P.
42. Bavita Devi, W/o Sh. Sushil Kumar,
Resident of Village Ghoday, P.O.
Bhadrehad, Tehsil Nagrota Bagwan,
District Kangra, H.P.
43. Veena Dei. W/o Sh. Raj Kumar,
Resident of Village & Post Office
Massal, Tehsil Nagrota Bagwan,
District Kangra, H.P.
44. Sunita Kumari W/o Sh. Anil Kumar,
Resident of Village and P.O. Mumta,
Tehsil Nagrota Bagwan, District
Kangra, H.P.
45. Rachna Devi, W/o Sh. Arjun Singh,
Village Gujrehda, P.O. Jalot, Tehsil
Nagrota Bagwan, District Kangra,
H.P.

46. Virkarma Devi W/o Sh. Raj Kumar,
Resident of Village Nihargliu, P.O.
Mumta, Tehsil Nagrota Bagwan,
District Kangra, H.P.
47. Santosh Kumari W/o Sh. Ompal
Kumar, Resident of Village Asanpat,
P.O. Lahla, Tehsil Palampur, District
Kangra, H.P.
48. Reshma Devi W/o Sh. Behmi Ram,
Resident of Village Kand P.O.
Kardiana, Tehsil Dharamshala,
District Kangra, H.P.
49. Santosh Kumari W/O Vijay Singh
resident of Village Maghiyan PO
Balana Teshil Bhatyat District
Chamba HP
50. Tripta Devi W/O Sudershan Singh
resident of Village Baet PO Dharoon
Tehsil Sihunta District Chamba HP
51. Anjana Kumari W/O Pardeep Singh
resident of Village Khanona PO Tundi
Tehsil Bhatiyat District Chamba HP
52. Saroj Kumari W/O Ravinder Singh
resident of village Hatli PO Darman
Tehsil Bhatiyat District Chamba HP.
53. Sonika W/O of Mukesh resident of
village and PO Tikkari Tehsil Bhatiyat
District Chamba HP
54. Sarita wife of Ajesh Kumar village
Latwalaz PO bagoratehsil Palampur
District Kangra HP.

.....PETITIONERS

(BY MR. ANUP RATTAN, ADVOCATE)

AND

1. STATE OF HIMACHAL PRADESH,
THROUGH ADDITIONAL CHIEF
SECRETARY (FOREST) TO THE
GOVERNMENT OF HIMACHAL
PRADESH.
2. PRINCIPAL CHIEF CONSERVATOR
OF FOREST, GOVERNMENT OF
HIMACHAL PRADESH, SHIMLA.

**3. HIMACHAL PRADESH NATURAL
RESOURCE MANAGEMENT SOCIETY
THROUGH ITS EXECUTIVE OFFICER,
FOREST ROAD SOLAN, DISTRICT
SOLAN, H.P.**

.....RESPONDENTS

**(MR. ASHOK SHARMA, ADVOCATE GENERAL
WITH M/S ADARSH SHARMA AND SANJEEV
SOOD, ADDITIONAL ADVOCATE GENERALS
WITH MS KAMAL KANT CHANDEL, DEPUTY
ADVOCATE GENERAL)**

Whether approved for reporting:

This petition coming on for hearing this day, the Court passed
the following:-

ORDER

By way of this writ petition, the petitioners have prayed for the
following substantive reliefs:-

*“i. That respondents be directed to include the
Petitioners Group Organizers working under the KFW
Climate Proofing Project as contract employees of
respondent No. 3 Society.*

*ii. That respondents No. 1 and 2 may kindly be
directed to direct respondent No. 3 Society to enter into
an agreement with the petitioners, as is entered by the
respondent No. 3 Society with the staff of Swan River
Project, Kandi Project and Indo German Changer Project.*

*iii. That respondents be directed to extend the benefit
of Annexure P-2, service regulations notified on
19.04.2017 to the petitioners and provide all the benefits
of this policy.*

*iv. That respondents be directed to provide the
promotional avenues under the respondent No. 3 Society
in accordance with law, as is being provided to the staff
of other projects.”*

2. When this case was taken up for consideration, learned Counsel for the petitioner submits that, at this stage, the petitioners shall be satisfied in case the issues raised by the them in the writ petition are gone into by respondent No. 3 and appropriate order is passed in this regard by the said authority.

3. Without reverting to the respective contentions of the parties on merit, on the prayer of the petitioners made through counsel, this writ petition is disposed of with the direction that the petitioners may file appropriate representation(s) before respondent No. 3, within a period of two weeks from today, and appropriate orders thereupon, be passed by said authority within a period of four weeks as from the date of receipt of the representation. The petitioners be given hearing in a representative capacity, if so desired. It goes without saying that this Court has not made any observation on the merit of the case and the petition stands disposed of strictly on the basis of request of the petitioners made through their Counsel.

4. The petition stands disposed of in above terms, so also pending miscellaneous application(s), if any.

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(Ajay Mohan Goel)
Judge

November 30, 2021
(narender)