

GOVERNMENT OF HARYANA

PERMISSION

TO ESTABLISH A NEW PROPOSED SCHOOL
UNDER RULE-29 OF
HARYANA SCHOOL EDUCATION RULES, 2003

**ADMISSIONS & FUNCTIONING OF
SCHOOL UPTO CLASS-III
IS ALLOWED**



THIS PERMISSION IS ONLY IN FORM OF APPROVAL OF THE INTENTION OF THE APPLICANT TO ESTABLISH A NEW PROPOSED SCHOOL. PERMISSION AT SCHOOL BEYOND CLASS-III IS GRANTED FOR WHICH RECOGNITION IS REQUIRED WHICH IS GRANTED IN ACCORDANCE OF NORMS AS PRESCRIBED UNDER HARYANA SCHOOL EDUCATION RULES, 2003.

**DEPARTMENT OF SCHOOL EDUCATION
HARYANA**

Shiksha Sadan, Sector-5, Panchkula (Haryana)
Telefax: +91-172-334023

Department of School Education Haryana

Appropriate Authority

(as prescribed under Rule 34 (1) of Haryana School Education Rules-2003)



Memo No. 31/15-2018 PS(E-1)

Dated 16.11.2018

In exercise of powers conferred under Rule 29(3) read with Rule 3 of Haryana School Rules-2003 Education Department, Haryana permission is hereby granted to establish a new proposed school on the terms and conditions mentioned below:-

- The Proposed School shall have the required infrastructure regarding land and Building i.e. number & size of class rooms with varanda and other rooms for Head of Institution/Office, Library, Laboratory, Stairs, Ramp and Toilets etc. as per Rule 30.
- The Management of the school shall have to apply for permanent recognition within the stipulated time in the prescribed form-II with documents as per rule 31.
- The Management shall not make admission beyond Class-III before the sanction of its recognition or in its anticipation.
- The letter of permission is based on the undertaking given by the applicant as per details given overleaf. Any violation of the undertaking automatically nullifies the permission. This permission is further subject to 'No Objection certificate' from the 'Competent Authority' regarding the land use of the proposed site.

This is only a formal permission to establish a New School or Start Classes and does not enable your school to get recognition automatically for which physical verification of infrastructure and records in this respect shall be made by District Inspection Committee.

* The managing committee shall abide by the provisions of Haryana School Education Rules 2003 (amended) & R.T.E. Rules 2011 and amendments if any thereafter. The Managing shall be liable for disciplinary action in case of violation of any provisions of the rules.

PARTICULARS OF THE SCHOOL

FOR WHICH THIS PERMISSION TO ESTABLISH A NEW PROPOSED SCHOOL IS GRANTED

Name of the Individual, Association of Individual, Trust or Company establishing the School	M/NUH/BOSE/ENG&HND/19/11/2018 Sahitya Education and Welfare Society, Vill. Kira, Tehsil. Distt. Nuh (Mewat)
Name of the School	St. Stephens International School
Address of the School	Vill. Kira, Distt. Nuh (Mewat)
District Name	Nuh (Mewat)
Stage	1st to 8th
Medium	English & Hindi
Syllabus/Affiliation	BOSE
Details of Land (Khevat/ Khasra/ Kila)	16 Kanal 0 Marla

This Permission is valid upto next two academic Session.



District Elementary Education Officer, Nuh (Mewat).

T.O

Superintendent P.S.
For Director Elementary Education
Haryana Panchkula

Appropriate Authority as prescribed under Rule-34(1) of Haryana School Education Rules - 2003

In exercise of the powers conferred by sub-section (1) read with sub-section (2) of section 24 of the Haryana School Education Act, 1995 (Act 12 of 1999), and all other powers enabling in this behalf, the Government of Haryana vide No. GSR 7/H.A. 12/99. S.24(1)/2003 notified the Haryana School Education Rules-2003 to regulate education in all non-Government schools, to promote better organization and development of school education, the manner of admission to recognized schools, fee structure, uniform code of service conditions for employees, adequate infrastructural facilities to be provided to pupils and to follow approved course of studies, in the State of Haryana.

* Please see the back of this document

S.No	Description	Details																									
a	The area in which the new school is proposed to be established	16 Kanal 0 Marla																									
b	The approximate number of students likely to be enrolled in that school	300																									
c	The stage of education intended to be imparted in the new school	Middle																									
d	The particulars including measurements of the building or other structures in which the school is proposed to be run																										
e	The Financial resources from which the expenses for the establishment and running of the school shall to be met.																										
f	The proposed procedure until its recognition under these rules, for the selection of the head of the school and other teachers and non-teaching staff and the minimum qualification for the recruitment.	The selection procedure will be adopted to appoint teaching and nonteaching staff as per the provisions under Rule 163 of Haryana School Education Rules, 2003 by constituting a selection committee.																									
g	The proposed salary of the staff to be notified	Selection Procedure would be as provided in Rule 163 of Haryana Education Rules 2003 and other relevant provisions. The minimum qualification would also be as given in Appendix A attached with Haryana School Education Rule-2003.																									
h	Admission, tuition and other fees and funds which would be levied and collected until its recognition under these rules, from the students of the proposed new school	<table border="1"> <thead> <tr> <th>CLASS</th> <th>I-V</th> <th>VI-VIII</th> <th>IX-X</th> <th>XI-XII</th> </tr> </thead> <tbody> <tr> <td>Admission Fee</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Tuition Fee</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Other Fee</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Total Funds</td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	CLASS	I-V	VI-VIII	IX-X	XI-XII	Admission Fee					Tuition Fee					Other Fee					Total Funds				
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i	Any other facility which is proposed to be provided for students of the proposed new school																										
j	The composition of managing committee of the proposed new school until the new school is recognized and a new managing committee is constituted in accordance with the scheme of managing committee made under these rules.	<table border="1"> <thead> <tr> <th>Name (Sh./ Smt.)</th> <th>Designation</th> </tr> </thead> <tbody> <tr> <td>Narender Singh</td> <td>President</td> </tr> <tr> <td>Jogender Singh</td> <td>Vice-President</td> </tr> <tr> <td>Jyoti Rani</td> <td>Secretary</td> </tr> <tr> <td>Mehar Chand</td> <td>Treasurer</td> </tr> <tr> <td>Samay Singh</td> <td>Member</td> </tr> <tr> <td>Bhagirath</td> <td>Member</td> </tr> <tr> <td>Sarita</td> <td>Member</td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td></td> <td></td> </tr> </tbody> </table>	Name (Sh./ Smt.)	Designation	Narender Singh	President	Jogender Singh	Vice-President	Jyoti Rani	Secretary	Mehar Chand	Treasurer	Samay Singh	Member	Bhagirath	Member	Sarita	Member									
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Sarita	Member																										

Note:- The Permission is granted that on the subject to the condition that the documents/ Information furnished by the School authorities are factual and not devoid of truth in any way. However, if any information, at any stage, is found contrary to the facts the permission would be revoked forthwith.

OFFICE OF THE DIRECTOR ELEMENTARY EDUCATION HARYANA PANCHKULA

ORDER No. 25/13-2015 PS(E-1)

Dated Panchkula, the 21.11.2018

Subject:- Recognition Certificate for the School under sub-rule (4) of rule 12 of Haryana State Right of Children to Free and Compulsory Education Rules, 2011 for the purpose of Section 18 of right of Children to Free and Compulsory Education Act, 2009.

With reference to your application and subsequent correspondence with the school/inspection in this regard, I convey the grant for provisional recognition to **Acharya Ramanand International Vidyapeeth, Tatiana, Guhla, Distt. Kaithal** class 1st to 8th with effect from 01.04.2018 run by Managing Committee **Acharya Ramanand Bindu Sampradaya Mandir Thakur Dwara Dharmarth Trust, Vill. Tatiana, Tehsil-Guhla, Distt. Kaithal.**

The above sanction is subject to fulfilment of following conditions:-

1. The grant for recognition is Class not extendable and does not in any way imply any obligation to recognize/affiliate beyond Class VIII.
2. The school shall by the provisions of Right of Children to Free and Compulsory Education Act, 2009 and the Haryana State Right of Children to Free and Compulsory Education Rules 2011.
3. The school shall admit in class I, to the extent of the Strength of that class. Children belonging to weaker section and disadvantaged group in the neighbourhood and provide free and compulsory elementary education till its completion:
Provided, that in case of pre primary classes also, this norm shall be followed.
4. For the children referred to in paragraph 3, the school shall be reimbursed as per sub section (2) of section 12. To receive such reimbursements school shall provide a separate bank account.
5. The school shall not collect any capitation fee and subject the child or his or her parents or guardians to any screening procedure.
6. The school shall not deny admission to any child for lack of age proof. If such admission is sought subsequent to the extended period specified for admission, the same shall not be denied and the child shall not be discriminated on the ground of religion, caste or race, place of birth or any of them.

The school shall ensure that :-

- (i) no child admitted shall be held back in any class or expelled from school till the completion of elementary education in a school;
 - (ii) no child shall be subjected to physical punishment or mental harassment;
 - (iii) no child is required to pass any board examination till the completion of elementary education.
 - (iv) every child completing elementary education shall be awarded a certificate as laid down under rule 22;
 - (v) inclusion of students with disabilities /special needs as per provision of the Act;
 - (vi) the teachers are recruited with minimum qualifications as laid under section 23(1) of the Act. Provided further that the current teachers who, at the commencement of this Act do not possess minimum qualifications shall acquire such minimum qualification within a period of 5 years;
 - (vii) the teacher performs its duties specified under section 24(1) of the Act; and
 - (viii) the teachers shall not engage himself or herself for private teaching activities.
7. The school shall follow the syllabus on the basis of curriculum laid down by academic authority.
 8. The school shall enroll students proportionate to the facilities available in the school as prescribed 19.
 9. The school shall maintain the standards and norms of the school as specified in section 19 of the Act.

The facilities reported at the time of last inspection are as given under :-

- (i) Area of school campus total built up area.
- (ii) Area of play ground
- (iii) Number of class rooms
- (iv) Room for Head master-cum-Office-cum-Store room
- (v) Separate toilet for boys and girls
- (vi) Drinking Water Facility
- (vii) Kitchen for cooking Mid Day Meal
- (viii) Barrier free Access
- (ix) Availability of Teaching Learning Material /Play Sports Equipments/Library.

10.No unrecognized classes shall run within the premises of the school or outside in the same name of school.

11.The school buildings or other structures or the grounds are used only for the purposes education and skill development.

12.The school is run by a society registered under the Societies Registration Act, 1860(21 of 1860), or a public trust constituted under any law for the time being in force.

13.The accounts should be audited and certified by a Chartered Accountant and proper accounts statement should be prepared as per rules. A copy each of the statements of accounts should be sent to the District Elementary Education Officers every year.

14.The recognition code Number allotted to your school is **3864/KTL/8th/BOSE/2018**. This may please be noted and quoted for any correspondence with this office.

15.The school furnishes such reports and information as may be required by the Director of Education/District Elementary Education Officer from time to time and complies with such instructions of the State Government/Local Authority as may be issued to secure the continued fulfilment of the condition or recognition or the deficiencies in working of the school.

16.Renewal of Registration of Society, If any be ensured.

17.Other Condition as per Annexure III.

**DR. VANDANA DISODIA
ADDITIONAL DIRECTOR ADMN.
O/o DIRECTOR ELEMENTARY EDUCATION
HARYANA, PANCHKULA**

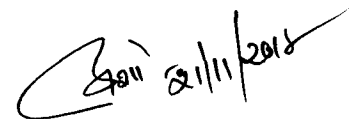
Dated, Panchkula, the- 21-11-2018

Endst. No. Even

Regd.

A copy is forwarded to the following information and necessary action:-

- 1.The Manager/Chairman, Committee **Acharya Ramanand Bindu Sampradaya Mandir Thakur Dwara Dharmarth Trust, Vill. Tatiana, Tehsil-Guhla, Distt. Kaithal.**
2. District Elementary Education Officer, **Kaithal.**
3. District Education Officer, **Kaithal.**
4. Secretary, Haryana Board of School Education, **Bhiwani.**
5. Head Master **Acharya Ramanand International Vidyapeeth, Tatiana, Guhla, Distt. Kaithal.**
6. Technology Officer (I.T.)



**SUPERINTENDENT PS
FOR DIRECTOR ELEMENTARY EDUCATION
HARYANA, PANCHKULA**

**Directorate Elementary Education**
मौलिक शिक्षा निदेशालयE-mail: eduprimaryhry@gmail.com Site: www.harprathmik.gov.inआदेश क्रमांक – **30/4-2018 PS(E-1)**दिनांक, पंचकूला – **15-11-2018**

हरियाणा विद्यालय शिक्षा नियम-2003 के नियम 33 में निहित शक्तियों का प्रयोग करते हुए **S.J International School, Vill. Panchi Jattan, Sonapat** को कक्षा **1** से **8** तक **CBSE** से सम्बद्धता हेतु अनापत्ति प्रमाण पत्र इस शर्त सहित दी जाती है कि यह **सम्बद्धता विद्यालय का स्तर बढ़ाने के लिए मान्य नहीं होगी**। विद्यालय का स्तर बढ़ाने हेतु मान्यता के लिए अलग से आवेदन किया जायेगा। विद्यालय स्थाई मान्यता आदेश क्रमांक **30/4-2018 PS(E-1)** दिनांक **31.10.2018** में निहित शर्तों तथा समय-समय पर की जाने वाली इस विभाग की हिदायतों का पालन करता रहेगा। मान्यता वापिस लिए जाने की अवस्था में यह अनापत्ति प्रमाण पत्र भी वापिस लिया समझा जायेगा। विद्यालय का कोड नं० **3853/SNP/8th/BOSE/2018** है।

DR. VANDANA DISODIA
ADDITIONAL DIRECTOR ADMN.
O/o DIRECTOR ELEMENTARY EDUCATION
HARYANA, PANCHKULA

पृष्ठांकन क्रमांक सम

दिनांक पंचकूला – **20-11-2018**

इसकी एक प्रति निम्नलिखित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित है:-

1. प्रबन्धक समीति, **Sarita Jain Hospital & Charitable Trust, Dev Nagar, Sonapat.**
2. सचिव, **CBSE Shiksha Kendra, 2 Community Centre, Preet Vihar, Delhi-110092.**
3. सचिव, हरियाणा विद्यालय शिक्षा बोर्ड, **Bhiwani.**
4. जिला शिक्षा अधिकारी, **Sonapat.**
5. जिला मौलिक शिक्षा अधिकारी, **Sonapat.**
6. Headmaster, **S.J International School, Vill. Panchi Jattan, Sonapat.**

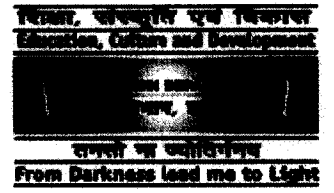
✓ टैक्नोलोजी ऑफिसर (लोकल)।

SUPERINTENDENT PS (E)
FOR DIRECTOR ELEMENTARY EDUCATION
HARYANA, PANCHKULA



Directorate Elementary Education
मौलिक शिक्षा निदेशालय

E-mail: eduprimaryhry@gmail.com Site: www.harprathamik.gov.in



ORDER NO. 30/4-2018 PS (E-1)

Dated, Panchkula 15.11.2018

The Managing Committee of S.J International School, Vill. Panchi Jattan, Sonapat is hereby approved with the following members :-

1	Sh. Jagdish Rai Jain	President
2	Sh. Manish Jain	Secretary
3	Sh. Isha Jain	Manager
4	Ravinder Kumar	Treasurer
5	Dr. Suraj Jain	Head Master cum-ex-officio member
6	Sh. Anil Kumar	Educationist
7	Smt. Sarita Jain	Female Member
8	Sh. Ram Kumar	Teacher Representative
9	Smt. Amita Jain	Member
10	Sh. Rakesh Jain	Member

DR. VANDANA DISODIA
ADDITIONAL DIRECTOR ADMN.
O/o DIRECTOR ELEMENTARY EDUCATION
HARYANA, PANCHKULA

Endst. No: Even

Dated, Panchkula the- 15-11-2018

A copy of the same is send to the following for information & necessary action :-

1. District Elementary Education Officer, Sonapat.
2. District Education Officer, Sonapat.
3. Manager, Sarita Jain Hospital & Charitable Trust, Dev Nagar, Sonapat.
4. Headmaster, S.J International School, Vill. Panchi Jattan, Sonapat.
5. Technology Officer (I.T.)

SUPERINTENDENT PS(E)
FOR DIRECTOR ELEMENTARY EDUCATION
HARYANA, PANCHKULA

**OFFICE OF THE DIRECTOR ELEMENTARY EDUCATION, HARYANA
PANCHKULA**

Order No. 6/223-2018 HRM-II(3)

Dated, Panchkula, the 20.11.2018

Smt. Sarita, English Mistress, GHS Dhani Raipur Distt. Hisar is hereby granted the following leave:-

Sr. No.	Name of Leave	From	Instructions applicable
1.	Child care leave	26.11.2018 to 25.12.2018	C.S. Instruction No. 11/102/2009-3 FR dated 01.02.2016/05.07.2012/05.11.2012

With permission to Affix/Suffix holidays.

1. That the official would have continues to officiate in class-III during her proceeding on leave with permission to Affix/Suffix holidays.
2. That she would draw the usual HRA and other allowances during the period of leave and she is likely to return to the post to which these allowances are attached.
3. That the officer/official would have continued to officiate in Class-III but she proceeds on leave during above period.
4. That alternate arrangement be made before employee's going on CCL so that there would be no adverse effect on the studies of the students.

**Dr. Vandana Disodia
Additional Director Admn. Mid-Day-Meal.
O/o Director Elementary Education
Haryana, Panchkula.**


Endst. No. Even:

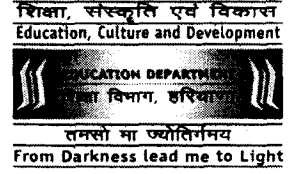
Dated, Panchkula, the 20/11/18

A copy is forwarded to the following for information and necessary action:-

Regd.

1. District Elementary Education Officer, **Hisar** w.r.t. their Memo No. **E-1-2018/7349 dated 16.11.2018.**
2. Accountant General (A&E) Haryana, Chandigarh.
3. Principal/Headmaster, GHS Dhani Raipur Distt. Hisar.
4. Smt. Sarita, English Mistress, GHS Dhani Raipur Distt. Hisar.
- ✓ 5. I.T. Cell.


**Dy. Superintendent HRM-II
for Director Elementary Education
Haryana, Panchkula**
A

**Directorate Elementary Education**
मौलिक शिक्षा निदेशालय

www.schooleducationharyana.gov.in / e-mail: edusecondary@hry.nic.in

ORDER NO. 7/47-2018 HRM-III(2)**Dated, Panchkula the 22.10.2018**

In continuation of office order No. 7/47-2018 HRM-III (2) dated 26.07.2018 the period of deputation of Sh. Dalbir Singh, ESHM [016541], GMS Musa Khera (5768) Distt. Fatehabad to GMS Kharkara [5783], Distt. Hisar is hereby extended till 30.11.2018.

Other terms and conditions of deputation will remain the same.

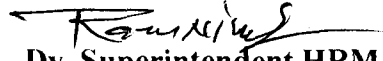
Dr. Rakesh Gupta
Director Elementary Education
Haryana, Panchkula

Endst. No. Even:

Dated Panchkula, The 21-11-2018.

A copy is forwarded to the following for information and necessary action:-

1. District Elementary Education Officer, Fatehabad/Hisar.
2. Headmaster, GMS Musa Khera (5768) Distt. Fatehabad.
3. Headmaster, GMS Kharkara [5783] Distt. Hisar.
4. Sh. Dalbir Singh, ESHM [016541], GMS Musa Khera (5768) Distt. Fatehabad. It is directed that he/she will join his/her previous place of posting immediately after the expiry of deputation period and he/she will be treated absent from duty in case of non-joining his/her previous place of posting.
- ✓ 5. I.T. CELL.


Dy. Superintendent HRM-III
for Director Elementary Education
Haryana, Panchkula

24/11/18

DIRECTORATE OF ELEMENTARY EDUCATION HARYANA, PANCHKULA

Order No. 15/81-2009 HRM-II (5)

Dated, Panchkula the 13.10.2018

Whereas, Hon'ble Punjab and Haryana High Court vide its order dated 28.07.2017 in CWP No. 15186 of 2017 titled as Dharmender Indora Versus State of Haryana & Others directed as under :-

"Learned counsel for the petitioner submits that though a show cause notice was issued, vide Annexure P-5, to the petitioner, asking him to show cause as to why a punishment of stoppage of one increment without cumulative effect be not passed against him, pursuant to the enquiry report by which it was found that the charges against him stood partially proved, no final order has been passed by the punishing authority thereafter. By this petition, the petitioner is however seeking a writ of mandamus by which the respondents be directed that the "waiting periods" between the time that he was terminated from service and the time that he was reinstated, be treated to be periods on duty and that leave travel concession, ACP scales (with interest), reimbursement of medical bills and other benefits due to him, be also given.

In respect of his grievance, the petitioner is stated to have got a legal notice issued to respondent no. 1 on 24.06.2016 (a copy of which has been annexed as Annexure P-6), which it is contended has still not been decided.

Consequently, without going into the merits of what is contended in this petition, it is disposed of with a direction to the competent authority amongst the respondents to take a decision on the aforesaid legal notice issued on behalf of the petitioner, by passing a speaking order, if such order has not already been passed.

It is also clarified that in case a speaking order has already been passed giving such detailed reasons for agreement/dis-agreement with any of the contentions raised by the petitioner herein, then only a short order need now be passed, annexing therewith a copy of the the detailed order already passed (if any).

Further, if no decision has been taken on the show cause notice issued to the petitioner, vide the communication Annexure P-5 dated 14.01.2016, a decision thereon be also taken.

Both the orders shall be passed within two months from the date of the receipt of a certified copy of this order."

In compliance of above mentioned order, the legal notice dated 24.06.2016 (Annexure P-6) of the petitioner has been examined.

In the Legal Notice, the petitioner claim as well as office comments/reply is detailed below:-

Sr. No.	Prayer	Reply
1.	That my client was appointed as	In reply to this it is stated that the waiting period

	<p>JBT teacher on 06-12-1995 and joined the services accordingly. My client was promoted as Head Teacher on 28-01-2003 and after that promoted as Social Studies (S.S.) Master on 02-02-2004. Further on dated 01-02-2008 he was selected and appointed as Head Master in Govt. High School, Chulkana. Vide order dated 01-09-2009 he was relieved from the post of Headmaster and readjusted vide letter 4/69-2007 HRG-II as S.S. Master in Govt. Middle School Nurpur (Panipat). Accordingly to 9.19 (b) CSR 1 Part 1 the waiting period which is beyond the control of employee from 01-09-2009 to 05-11-2009 viz. 2 months and 5 days may be treated as duty period for all intents and purposes.</p>	<p>from 01-09-2009 to 05-11-2009 i.e. 2 months 5 days has been treated as duty vide this office order No. 15/81-2009 HRM-II (5) dated 23.05.2018 and the payment for this period amounting to Rs. 53,947/- has been paid to the Sh. Dharmender Indora on dated 08-08-2018 by DEEO Sonapat. Hence, the claim raised in this para has been accepted.</p>
2	<p>That my client was placed under suspension vide letter 15/81-2009 HRM-II (2) dated 14-03-2013, relieved on dated 20-03-2013 and reinstated dated 06-06-2014 by the Govt. My client submitted reply to the charge sheet. Sh. Balwan Singh IAS (Retd.), was appointed as enquiry officer to enquire into the allegations/charges. The enquiry officer completed the enquiry and submitted his report to the Addl. Director (Admn.) Office of Director Elementary Education, Govt. Of Haryana, Panchkula vide Memo No. SPL-1 dated 28-05-2015. After due consideration as per the enquiry report no charge/allegation was proved. So, suspension period from 20-03-2013 to 05-06-2014 days may be treated as duty period for all intents and purposes.</p>	<p>That with regard to the Charge-sheet and Enquiry report submitted by the Enquiry Officer. A show cause Notice dated 14.01.2016 was issued proposing that the punishment that why the punishment of stoppage of one increment without cumulative effect be not imposed. Sh. Dharemender Indora submitted the reply to the show cause notice on 01.02.2016 after considering the reply, the punishment proposed in show cause notice was confirmed by the competent authority vide order dated 07-06-2018 Whereby the suspension period i.e. from 20.03.2013 to 05.06.2014 that suspension period is restricted to the extent that he will not be paid any more other than the subsistence allowance paid to him during the suspension period, but the suspension period will be treated duty for all other intents and purposes.</p> <p>Sh. Dharmender Indora filed an appeal against the order dated to the First Appellate Authority. The First Appellate Authority afforded him opportunity of personal hearing. He was heard on 27.08.2018. After hearing him and considering the facts and record it is concluded that the order dated 07-06-2018 has modified and stoppage of one increment without cumulative effect is removed and he is warned to be careful in future. Rest of the order is confirmed vide order dated 06-09-2018. Hence, the charge-sheet dated 15-03-2013 has been finalised.</p>
3.	<p>That as per Rule 7 (4) of ACP Rules 2008, after 10 years of regular satisfactory services, my client is entitled to First ACP, 4800 Grade Pay w.e.f. dated</p>	<p>That with regard to ACP it is stated that eligibility for the entitlement to get the ACP has been given in Rule 2008. Sh. Dharmender Indora was appointed as JBT teacher on 06-12-1995 and he was promoted as Head</p>

	<p>28-01-2003 to 28-01-2012 with 18% interest by treating the suspension period from 20-03-2013 to 05-06-2014 as duty period for all intents and purposes.</p>	<p>Teacher on 28-01-2003 and after that promoted as Social Study Master on 02-02-2004. From the above it is clear that he was promoted before the completion of 10 years. He can't claim 1st ACP. With regard to 2nd ACP after completion of 10 years of regular satisfactory service it is stated that the Finance Department vide Notification dated 04-03-2014 reduced the period for ACP from 10, 20, 30 to 8, 16, 24 years with immediate effect i.e. either from the date of notification. Keeping in view of the length of service the case of 2nd ACP was to be considered but the charge sheet dated 15-03-2013 and 18-03-2013 under Rule-7 were pending against him. Therefore, he was not eligible to get 2nd ACP. Though the one of the charge sheet dated has been finalised as mentioned above but another charge sheet dated 18-03-2013 is under process wherein enquiry has been completed but the final decision is yet to be decided after giving hearing to Sh. Dharmender Indora. Hence, he is not eligible to get the 2nd ACP at this stage.</p>
<p>4.</p>	<p>That my client is entitled Leave Travelled Concession i.e. LTC for the block dated 01-01-2012 to 31-12-2015 and accordingly applied for the same for a sum of amounting to Rs. 40303/- through Headmaster along with other beneficiaries but the same has been withheld without any justified reasons and as such my client is also entitled for the LTC amount along with interest on the delayed period and accordingly released the same.</p>	<p>That with regard to LTC it is stated that the application of LTC of Sh. Dharmender Indora is not available in the office record but he is stating that he has submitted the application for LTC through Head Master. Since the application is not available in the record. In view of the version of Sh. Dharmender Indora, two enquiry has been got conducted through District Education Officer Panipat and Deputy Director respectively, but it has not been proved that Sh. Dharmender Indora has submitted the application.</p> <p>It is further stated that Sh. Dharmender Indora filed complaint in National Commission for Scheduled Castes, and also claimed the benefit of LTC for the block year 01-01-2012 to 31-12-2015 before National Commission for Scheduled Castes, New Delhi. Smt. Urmila Rohila, Deputy Director appeared before the commission on 18-09-2018 and after hearing, the commission observed that the concerned Head did not entertain the application of LTC of Sh. Dharmender Indora. So the Commission has directed to enquire into the matter by taking the statements of the Staff members of school of that time. In compliance of the direction of the Commission, Smt. Urmila Rohila, Deputy Director vide this office order dated still for the block year 01-01-2012 to 31-12-2015 has been directed to conduct thorough enquiry into the all aspect. Keeping in view of the finding of, the claim of LTC will be decided accordingly.</p>
<p>5</p>	<p>That on 17-07-2015 my client's wife and daughter got injured in a road accident. His wife's backbone was injured and treated in Govt. Medical College Khanpur, Sonapat. The medical</p>	<p>That with regard to the medical claim incurred by him on the treatment of his daughter amounting to Rs. 1,22,422/-. This claim has been sanctioned on 21-07-2016 and paid to him. Hence, this claim has been accepted.</p>


	<p>bill of Rs. 1,22,422.00 was approved and passed by Medical Officer and the same was submitted on 28-08-2015 to EHM Chamrara. He sent it vide Sr. 1091 dated 01-01-2015 to BEO Israna and from there to DEEO Panipat vide Memo No. 376 dated 10-09-2015. It was dispatched from DEEO's office, after 3 months on 15-12-2015. My client has taken loan for the treatment of his wife from his relatives and friends. He has not received any penny of his medical-claim till date. Legally my client is entitled for the medical claims.</p>	
6.	<p>That the non-payment of above mentioned benefits are causing monetary loss and financial hardships to my client. My Client has issued various letters and has requested to pay the above benefits according and for redress the grievances but without any result.</p>	<p>That reimbursement of medical bill amounting to Rs. 1,22,422/- has already been paid to him on 21-07-2016 as mentioned in para 5 above. He is being paid salary regularly. Hence, there is no monetary loss and financial hardship to him.</p>
7.	<p>That as per the enquiry report of the enquiry officer submitted to the Additional Director (Admn.) vide memo No. SPL dated 28-05-2015 no charge/allegation was proved against my client. As such my client is entitled promotion as Elementary School Headmaster from the back date i.e. 19-01-2013 as sanctioned by the Govt. Of Haryana vide order No. 15/66-2010 HRM-II (1) dated 05-03-2013.</p>	<p>That in reply to para 7 it is stated that the enquiry against the charge sheet dated 15-03-2013 has been completed & the enquiry officer in his report dated 28-05-2015 has partially proved and concluded.</p> <p>That with regard to the Charge-sheet dated 15-05-2015, it has been finalized as already explained in Para 2 above.</p> <p>The charge sheet dated 15-03-2013 and 18-03-2013 under Rule-7 were pending against him. Therefore he was not fit for promotion. Though the one of the charge sheet dated 15-03-2013 has been finalised as mention above but another chargesheet dated 18-03-2013 is under process wherein enquiry has been completed wherein it has been proved that Sh. Dharmender Indora has submitted false experience certificate for appointment of Head Master but the final decision is yet to be taken after giving hearing to Sh. Dharmender Indora. Hence, he is still not fit for promotion. Hence, the claim for promotion to the post of Middle Head is liable to be rejected at this stage.</p>

That all eligible benefits claimed in the legal notice dated 24-06-2016 has been accepted as detailed above and in view of the position explained above Sh. Dharmender Indora can not be considered for 2nd ACP and Promotion to the post of Elementary School Head Master because of the charge sheet under Rule-7 pending against him. Regarding the claim of

LTC, the SC Commission has already directed to enquire the matter by taking the statements of the Staff members of school of that time. In compliance of the direction of the Commission, Smt. Urmila Rohila, Deputy Director has been directed vide this office order dated 09-10-2018 to conduct thorough enquiry into the all aspect. Keeping in view of the finding of the claim of LTC will be decided.

In view of the facts mentioned above the legal Notice dated 24-06-2016 (Annexure P-6) is disposed off.

I order accordingly.


(Rajnarayan Kaushik)
Director Elementary Education
Haryana, Panchkula

Regd.

Sh. Dharmender Indora, Social Study Master,
Govt. Middle School, Bhora Rasulpur
Distt. Sonapat.



Endst. No. Even

Dated, Panchkula, the 13/10/18

A copy is forwarded to the following for information and necessary action:-

Regd.

1. District Elementary Education Officer, Sonapat.
2. Head Master Govt. Middle School, Bhora Rasulpur Distt. Sonapat .
3. Badhran Alliance Law Chamber, LLP Law firm LLPIN-AAD-3771
Office-1217 Sector-4, Panchkula 134112.
- ✓ 4. Technology Officer, I.T Cell.


Superintendent HRM-1
For Director Elementary Education,
Haryana, Panchkula


DIRECTORATE OF ELEMENTARY EDUCATION HARYANA, PANCHKULA

Order No. 15/81-2009 HRM-II (5)

Dated, Panchkula the 13.10.2018

Whereas, Hon'ble Punjab and Haryana High Court vide its order dated 28.07.2017 in CWP No. 15186 of 2017 titled as Dharmender Indora Versus State of Haryana & Others directed as under :-

“Learned counsel for the petitioner submits that though a show cause notice was issued, vide Annexure P-5, to the petitioner, asking him to show cause as to why a punishment of stoppage of one increment without cumulative effect be not passed against him, pursuant to the enquiry report by which it was found that the charges against him stood partially proved, no final order has been passed by the punishing authority thereafter. By this petition, the petitioner is however seeking a writ of mandamus by which the respondents be directed that the “waiting periods” between the time that he was terminated from service and the time that he was reinstated, be treated to be periods on duty and that leave travel concession, ACP scales (with interest), reimbursement of medical bills and other benefits due to him, be also given.

In respect of his grievance, the petitioner is stated to have got a legal notice issued to respondent no. 1 on 24.06.2016 (a copy of which has been annexed as Annexure P-6), which it is contended has still not been decided.

Consequently, without going into the merits of what is contended in this petition, it is disposed of with a direction to the competent authority amongst the respondents to take a decision on the aforesaid legal notice issued on behalf of the petitioner, by passing a speaking order, if such order has not already been passed.

It is also clarified that in case a speaking order has already been passed giving such detailed reasons for agreement/dis-agreement with any of the contentions raised by the petitioner herein, then only a short order need now be passed, annexing therewith a copy of the the detailed order already passed (if any).

Further, if no decision has been taken on the show cause notice issued to the petitioner, vide the communication Annexure P-5 dated 14.01.2016, a decision thereon be also taken.

Both the orders shall be passed within two months from the date of the receipt of a certified copy of this order.”

In compliance of above mentioned order, the legal notice dated 24.06.2016 (Annexure P-6) of the petitioner has been examined.

In the Legal Notice, the petitioner claim as well as office comments/reply is detailed below:-

Sr. No.	Prayer	Reply
1.	That my client was appointed as	In reply to this it is stated that the waiting period

	<p>JBT teacher on 06-12-1995 and joined the services accordingly. My client was promoted as Head Teacher on 28-01-2003 and after that promoted as Social Studies (S.S.) Master on 02-02-2004. Further on dated 01-02-2008 he was selected and appointed as Head Master in Govt. High School, Chulkana. Vide order dated 01-09-2009 he was relieved from the post of Headmaster and readjusted vide letter 4/69-2007 HRG-II as S.S. Master in Govt. Middle School Nurpur (Panipat). Accordingly to 9.19 (b) CSR 1 Part 1 the waiting period which is beyond the control of employee from 01-09-2009 to 05-11-2009 viz. 2 months and 5 days may be treated as duty period for all intents and purposes.</p>	<p>from 01-09-2009 to 05-11-2009 i.e. 2 months 5 days has been treated as duty vide this office order No. 15/81-2009 HRM-II (5) dated 23.05.2018 and the payment for this period amounting to Rs. 53,947/- has been paid to the Sh. Dharmender Indora on dated 08-08-2018 by DEEO Sonapat. Hence, the claim raised in this para has been accepted.</p>
2	<p>That my client was placed under suspension vide letter 15/81-2009 HRM-II (2) dated 14-03-2013, relieved on dated 20-03-2013 and reinstated dated 06-06-2014 by the Govt. My client submitted reply to the charge sheet. Sh. Balwan Singh IAS (Retd.), was appointed as enquiry officer to enquire into the allegations/charges. The enquiry officer completed the enquiry and submitted his report to the Addl. Director (Admn.) Office of Director Elementary Education, Govt. Of Haryana, Panchkula vide Memo No. SPL-1 dated 28-05-2015. After due consideration as per the enquiry report no charge/allegation was proved. So, suspension period from 20-03-2013 to 05-06-2014 days may be treated as duty period for all intents and purposes.</p>	<p>That with regard to the Charge-sheet and Enquiry report submitted by the Enquiry Officer. A show cause Notice dated 14.01.2016 was issued proposing that the punishment that why the punishment of stoppage of one increment without cumulative effect be not imposed. Sh. Dharemender Indora submitted the reply to the show casuse notice on 01.02.2016 after considering the reply, the punishment proposed in show cause notice was confirmed by the competent authority vide order dated 07-06-2018 Whereby the suspension period i.e. from to 20.03.2013 to 05.06.2014 that suspension period is restricted to the extent that he will not be paid any more other than the subsistence allowance paid to him during the suspension period, but the suspension period will be treated duty for all other intents and purposes.</p> <p>Sh. Dharmender Indora filed an appeal against the order dated to the First Appellate Authority. The First Appellate Authority afforded him opportunity of personal hearing. He was heard on 27.08.2018. After hearing him and considering the facts and record it is concluded that the order dated 07-06-2018 has modified and stoppage of one increment without cumulative effect is removed and he is warned to be careful in future. Rest of the order is confirmed vide order dated 06-09-2018. Hence, the charge-sheet dated 15-03-2013 has been finalised.</p>
3.	<p>That as per Rule 7 (4) of ACP Rules 2008, after 10 years of regular satisfactory services, my client is entitled to First ACP, 4800 Grade Pay w.e.f. dated</p>	<p>That with regard to ACP it is stated that eligibility for the entitlement to get the ACP has been given in Rule 2008. Sh. Dharmender Indora was appointed as JBT teacher on 06-12-1995 and he was promoted as Head</p>

	<p>28-01-2003 to 28-01-2012 with 18% interest by treating the suspension period from 20-03-2013 to 05-06-2014 as duty period for all intents and purposes.</p>	<p>Teacher on 28-01-2003 and after that promoted as Social Study Master on 02-02-2004. From the above it is clear that he was promoted before the completion of 10 years. He can't claim 1st ACP. With regard to 2nd ACP after completion of 10 years of regular satisfactory service it is stated that the Finance Department vide Notification dated 04-03-2014 reduced the period for ACP from 10, 20, 30 to 8, 16, 24 years with immediate effect i.e. either from the date of notification. Keeping in view of the length of service the case of 2nd ACP was to be considered but the charge sheet dated 15-03-2013 and 18-03-2013 under Rule-7 were pending against him. Therefore, he was not eligible to get 2nd ACP. Though the one of the charge sheet dated has been finalised as mentioned above but another charge sheet dated 18-03-2013 is under process wherein enquiry has been completed but the final decision is yet to be decided after giving hearing to Sh. Dharmender Indora. Hence, he is not eligible to get the 2nd ACP at this stage.</p>
<p>4.</p>	<p>That my client is entitled Leave Travelled Concession i.e. LTC for the block dated 01-01-2012 to 31-12-2015 and accordingly applied for the same for a sum of amounting to Rs. 40303/- through Headmaster along with other beneficiaries but the same has been withheld without any justified reasons and as such my client is also entitled for the LTC amount along with interest on the delayed period and accordingly released the same.</p>	<p>That with regard to LTC it is stated that the application of LTC of Sh. Dharmender Indora is not available in the office record but he is stating that he has submitted the application for LTC through Head Master. Since the application is not available in the record. In view of the version of Sh. Dharmender Indora, two enquiry has been got conducted through District Education Officer Panipat and Deputy Director respectively, but it has not been proved that Sh. Dharmender Indora has submitted the application.</p> <p>It is further stated that Sh. Dharmender Indora filed complaint in National Commission for Scheduled Castes, and also claimed the benefit of LTC for the block year 01-01-2012 to 31-12-2015 before National Commission for Scheduled Castes, New Delhi. Smt. Urmila Rohila, Deputy Director appeared before the commission on 18-09-2018 and after hearing, the commission observed that the concerned Head did not entertain the application of LTC of Sh. Dharmender Indora. So the Commission has directed to enquire into the matter by taking the statements of the Staff members of school of that time. In compliance of the direction of the Commission, Smt. Urmila Rohila, Deputy Director vide this office order dated still for the block year 01-01-2012 to 31-12-2015 has been directed to conduct thorough enquiry into the all aspect. Keeping in view of the finding of, the claim of LTC will be decided accordingly.</p>
<p>5</p>	<p>That on 17-07-2015 my client's wife and daughter got injured in a road accident. His wife's backbone was injured and treated in Govt. Medical College Khanpur, Sonapat. The medical</p>	<p>That with regard to the medical claim incurred by him on the treatment of his daughter amounting to Rs. 1,22,422/-. This claim has been sanctioned on 21-07-2016 and paid to him. Hence, this claim has been accepted.</p>


	<p>bill of Rs. 1,22,422.00 was approved and passed by Medical Officer and the same was submitted on 28-08-2015 to EHM Chamrara. He sent it vide Sr. 1091 dated 01-01-2015 to BEO Israna and from there to DEEO Panipat vide Memo No. 376 dated 10-09-2015. It was dispatched from DEEO's office, after 3 months on 15-12-2015. My client has taken loan for the treatment of his wife from his relatives and friends. He has not received any penny of his medical-claim till date. Legally my client is entitled for the medical claims.</p>	
6.	<p>That the non-payment of above mentioned benefits are causing monetary loss and financial hardships to my client. My Client has issued various letters and has requested to pay the above benefits according and for redress the grievances but without any result.</p>	<p>That reimbursement of medical bill amounting to Rs. 1,22,422/- has already been paid to him on 21-07-2016 as mentioned in para 5 above. He is being paid salary regularly. Hence, there is no monetary loss and financial hardship to him.</p>
7.	<p>That as per the enquiry report of the enquiry officer submitted to the Additional Director (Admn.) vide memo No. SPL dated 28-05-2015 no charge/allegation was proved against my client. As such my client is entitled promotion as Elementary School Headmaster from the back date i.e. 19-01-2013 as sanctioned by the Govt. Of Haryana vide order No. 15/66-2010 HRM-II (1) dated 05-03-2013.</p>	<p>That in reply to para 7 it is stated that the enquiry against the charge sheet dated 15-03-2013 has been completed & the enquiry officer in his report dated 28-05-2015 has partially proved and concluded.</p> <p>That with regard to the Charge-sheet dated 15-05-2015, it has been finalized as already explained in Para 2 above.</p> <p>The charge sheet dated 15-03-2013 and 18-03-2013 under Rule-7 were pending against him. Therefore he was not fit for promotion. Though the one of the charge sheet dated 15-03-2013 has been finalised as mention above but another chargesheet dated 18-03-2013 is under process wherein enquiry has been completed wherein it has been proved that Sh. Dharmender Indora has submitted false experience certificate for appointment of Head Master but the final decision is yet to be taken after giving hearing to Sh. Dharmender Indora. Hence, he is still not fit for promotion. Hence, the claim for promotion to the post of Middle Head is liable to be rejected at this stage.</p>

That all eligible benefits claimed in the legal notice dated 24-06-2016 has been accepted as detailed above and in view of the position explained above Sh. Dharmender Indora can not be considered for 2nd ACP and Promotion to the post of Elementary School Head Master because of the charge sheet under Rule-7 pending against him. Regarding the claim of

LTC, the SC Commission has already directed to enquire the matter by taking the statements of the Staff members of school of that time. In compliance of the direction of the Commission, Smt. Urmila Rohila, Deputy Director has been directed vide this office order dated 09-10-2018 to conduct thorough enquiry into the all aspect. Keeping in view of the finding of the claim of LTC will be decided.

In view of the facts mentioned above the legal Notice dated 24-06-2016 (Annexure P-6) is disposed off.

I order accordingly.


(Rajnarayan Kaushik)
Director Elementary Education
Haryana, Panchkula

Regd.

Sh. Dharmender Indora, Social Study Master,
Govt. Middle School, Bhora Rasulpur
Distt. Sonapat.

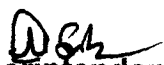
Endst. No. Even

Dated, Panchkula, the 13/10/18

A copy is forwarded to the following for information and necessary action:-

Regd.

1. District Elementary Education Officer, Sonapat.
2. Head Master Govt. Middle School, Bhora Rasulpur Distt. Sonapat .
- ✓ 3. Badhran Alliance Law Chamber, LLP Law firm LLPIN-AAD-3771
Office-1217 Sector-4, Panchkula 134112.
4. Technology Officer, I.T Cell.


Superintendent HRM-1
For Director Elementary Education,
Haryana, Panchkula
