

TD (Subject)

No. 62/10/2014-6GS1

From

The Chief Secretary to Government, Haryana.

To

1. All the Administrative Secretaries to Government Haryana.
2. All the Heads of Departments, Commissioner, Ambala, Hisar, Gurgaon and Rohtak Divisions.
3. The Registrar, Punjab and Haryana High Court, Chandigarh.
4. All the Deputy Commissioners of the State of Haryana.
5. The Managing Directors/Chief Administrators of all the Boards/Corporations in Haryana State.
6. The Registrars of all the Universities in the State of Haryana.

Dated Chandigarh, the 4<sup>th</sup> June, 2014

**Subject:** CWP No. 4274 of 2011 Nanak Chand, 24106 of 2011 Ravinder Pal, 9974 of 2012 Vijay Kumar and Anr

\*\*\*\*

I am directed to invite your attention to the subject noted above and to intimate that Hon'ble Punjab and Haryana High Court in CWP No. 4274 of 2011 Nanak Chand, 24106 of 2011 Ravinder Pal, 9974 of 2012 Vijay Kumar and Anr has observed that sometimes instructions/circulars are issued by the states which are contrary to the Statutory Rules, which not only results in creating avoidable litigation but shows conduct of the officer issuing instructions that he has no respect for the judgment of the court. The action of the officer is prima facie contemptuous. The Hon'ble High Court has taken serious view of this

and passed the following directions:

NIC-HSU  
SECTOR 17  
CHANDIGARH  
Dy No: 353  
Date 18/06/2014

***"If any instructions are to be issued, the same shall be first got vetted from Law Department, which shall specifically deal with and mention in the instructions the provisions in the statutory Rules, vis-a-vis instructions."***

The State Government has considered the matter in light of the aforesaid judgement and it has been decided that the important instructions be got vetted from the office of Law Department before issuance. The provisions in the Statutory Rules should be mentioned in the instructions and the instructions should be in accordance with the Law and as per Statutory Rules and to minimize the scope of avoidable litigation.

हरियाणा जिल्हा सचिवालय  
चण्डीगढ़  
04 JUN 2014  
विवरण संख्या नं.

4. These instructions may be brought to the notice of all concerned for strict compliance. In case of any default, disciplinary action should be initiated against the defaulting officer/official(s).

*Subhash Ahuja*

Under Secretary, General Administration,  
for Chief Secretary to Government Haryana.

Endst. No. 62/10/2014-6GS1

Dated, Chandigarh the 4<sup>th</sup> June, 2014

A copy is forwarded to Advocate General, Haryana, Chandigarh for placing the same on record before the Hon'ble Punjab & Haryana High Court in pursuance of the directions in CWP No. 4274 of 2011 Nanak Chand, 24106 of 2011 Ravinder Pal, 9974 of 2012 Vijay Kumar and Anr.

*Subhash Ahuja*

Under Secretary, General Administration,  
for Chief Secretary to Government Haryana

Endst. No. 62/10/2014-6GS1

Dated, Chandigarh the 4<sup>th</sup> June, 2014

A copy is forwarded to State Information Officer, NIC Haryana for placing the same on website of Haryana Government/CS Haryana.

*Subhash Ahuja*

Under Secretary, General Administration,  
for Chief Secretary to Government Haryana

DEPARTMENT OF  
GENERAL ADMINISTRATION  
CHANDIGARH  
HARYANA  
INDIA