

**IMMEDIATE/DATE BOUND**  
**HON'BLE SUPREME COURT CASE**  
**LISTED ON 21.08.2024**

**No. 6/02/2024-5HR-I**  
**HARYANA GOVERNMENT**  
**HUMAN RESOURCES DEPARTMENT**  
**(HUMAN RESOURCES-I BRANCH)**

Dated Chandigarh, the 13<sup>th</sup> August, 2024

To

1. All the Administrative Secretaries to Government, Haryana.
2. All Heads of Departments in the State of Haryana.
3. All the Managing Directors/Chief Administrators of all the Boards/Corporations in State of Haryana.
4. All the Divisional Commissioners in the State of Haryana.

**Subject: SLP No. 31566 of 2018 titled as State of Haryana and others Vs Yogesh Tyagi and connected cases-information in respect of employees who were regularized under the regularization policies of year 2014.**

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Sir/Madam,

I am directed to invite your attention to the letter No. 06/19/2018-5HR-I, dated 07<sup>th</sup> August, 2024 on the subject noted above and to say that above said cases were partly heard by the Hon'ble Apex Court on 7.8.2024 and again 8.8.2024 and now, the matter has been listed on 21.08.2024.

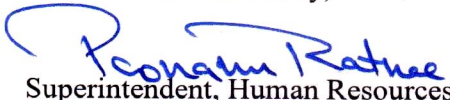
2. It is also informed that many departments have not provided the requisite data as sought w.r.t. letter referred above. An e-mail has been received on 9.8.2024 from Dr. Monika Gusain, Advocate on Record for State of Haryana in the Supreme Court of India (copy enclosed) and requested to provide the information for compilation to be placed before the Court on the next date of hearing. Therefore, matter has been again considered and it is directed to supply the requisite data in the following format placed at Annexure-'A' & 'B' in soft copy as well as set of five of hard copies (A4 size) with supporting documents directly to Dr. Monika Gusain, Advocate on Record, Supreme Court, New Delhi, (Chamber No. 804, Lawyers Chamber, Block D, Additional Building Complex, Supreme Court of India, New Delhi-110001 (9871095838). The concerned officer/official well conversant with the case may be deputed for this purpose.

3. It is also informed that a bunch of 29 petitions relating to different departments of Haryana are listed for hearing in the Hon'ble Apex Court and therefore, all the departments are directed to give short note of SLP (s)/ Civil Applications relating to their departments or in case petitioners/respondents of employees of their department. An officer, well conversant of the case may be deputed to brief the case to concerned counsel immediately and ensure to be present on the date of hearing with relevant record after discussion with Advocate-on-Record.

4. If any officer/official fails to ensure strict compliance, he will be liable for strict disciplinary action for delinquency in the matter.

5. The above instructions may be brought to the notice of all concerned for its strict compliance in the letter and spirit and this may be treated as most urgent.

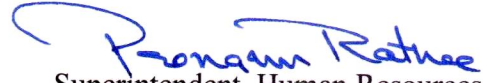
Yours faithfully,

  
Superintendent, Human Resources-I  
for Chief Secretary to Government Haryana  
13/8/24

Endst. No. 6/02/2024-5HR-I

Dated:- 13.08.2024

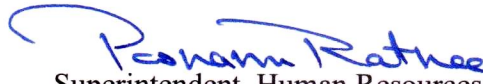
A copy is also forwarded to the Special Secretary to Government Haryana, Secretariat Establishment, Haryana Civil Secretariat, Chandigarh with the request to provide relevant data immediately to concerned counsel relating to Secretariat Establishment and to comply with the directions mentioned in the letter.

  
Superintendent, Human Resources-I  
for Chief Secretary to Government Haryana  
13/8/24

Endst. No. 6/02/2024-5HR-I

Dated:- 13.08.2024

A copy is also forwarded to Dr. Monika Gusain, Advocate on Record, Supreme Court, New Delhi, (Chamber No. 804, Lawyers Chamber, Block D, Additional Building Complex, Supreme Court of India, New Delhi-110001 (9871095838) with reference to her e-mail dated 09.08.2024 for information and further necessary action.

  
Superintendent, Human Resources-I  
for Chief Secretary to Government Haryana  
13/8/24





General Services0001 &lt;generalservices0001@gmail.com&gt;

**Fwd: SLP (Civil) No. 31566/2018 State of Haryana vs Yogesh Tyagi and Ors.**

1 message

Legal cell <legalcell1hrd@gmail.com>  
To: generalservices0001@gmail.com

Fri, Aug 9, 2024 at 2:42 PM

----- Forwarded message -----

From: **Hare Krishna** <dakshoffice@gmail.com>  
Date: Fri, Aug 9, 2024 at 2:12 PM  
Subject: Fwd: SLP (Civil) No. 31566/2018 State of Haryana vs Yogesh Tyagi and Ors.  
To: Legal cell <legalcell1hrd@gmail.com>, <cs@hry.gov.in>, Anil Bhardwaj <anilvirgo@rediffmail.com>, adv.gen.hry <adv.gen.hry@gmail.com>

Respected Sir,

The above-mentioned case was heard by the Hon'ble Supreme Court for two continuous days on 7th and 8th August 2024. The same is now adjourned for 21st August 2024. The Hon'ble Court while has expressed its desire to place before it the entire data with regard to regularization made as One-Time measure under the policies of 2011 and 2014 in compliance of Uma Devi Judgment, now therefore you are requested to provide the following information for compilation to be placed before the Court on next date of hearing.

- The scanned record of 29 SLPs listed before the Hon'ble Court in the above batch is being enclosed so that all the departments may be forwarded the same to go through the intervention/direction/impleadment applications filed therein by the applicants against different departments praying for the benefit of having spent more than 10 years in the service. The concerned departments are required to submit short note in response to the applications concerning them. **(Enclosure 1)**
- The Hon'ble Court had directed the law officers to categorize the SLPs in 4 categories of (1) if regularization was done prior to quashing of relevant policy by the Hon'ble High Court, i.e. category of SLPs wherein the employees were already regularized. (2) If employees seek regularization on the basis of the policies but were not granted the same as they did not meet the eligibility criteria and the policies had been quashed in the meantime, i.e. the SLPs by the employees who had not been regularized. (3) SLPs wherein the petitioner is praying for inclusion of ad-hoc service in the service tenure to claim consequent benefits including old pension scheme. (4) SLP by guest teacher, even when their petitions are pending before the Hon'ble High Court, to challenge the Guest Teacher Act 2019/to oppose the guest teachers appointment.
- Letters of regularization of ad-hoc/contractual/temporary employees. (This is in addition to the Annexure A circulated on 07.08.2024 by HRD).
- What are the various past and present/latest statutory provisions of regularization adopted for regularization of appointments under Grade B,C,D.
- No. of guest teachers working in the State as of today, their terms and conditions, statutory provisions, litigation pleas.
- How many employees have been regularized so far in compliance of Uma Devi Judgment by way of different policies in 2011, 2014. Why they could not be brought in via regular mode of selection.
- What are the administrative exigencies for which such ad-hoc/temporary/contractual appointments were made.
- What is our line of action to defend in the cases of demand of old pension scheme.
- Please note the voluminous data being provided along with index, pagination, highlighting the relevant portion in addition to short note should reach the office of the undersigned along with the dealing hand, an officer of deputy director rank by 15th August, 2024.
- Further, the data sent in parts to dakshoffice@gmail.com on the night between 7th and 8th August need to be included by the concerned institutions in the data mentioned at Point no. 9 hereinabove.
- The letter draft prepared by Higher Education

Regards,  
Thanking you

**Dr. MONIKA GUSAIN****Advocate-on-Record**

for State of Haryana

Chamber No. 804, Lawyers Chamber,

Block D, Additional Building Complex,

Supreme Court of India

New Delhi-110 001

Mobile no. 9871095838

----- Forwarded message -----

From: **SCANNING CELL** <scan.paperbook@gmail.com>  
Date: Wed, Aug 7, 2024 at 5:01 PM  
Subject: Item No. 101 & Connected Matters of Court 15 Listed on 07/08/2024  
To: <dakshoffice@gmail.com>, <aahryab@gmail.com>, <rengimint@hotmail.com>

## Annexure-A

[illegible]



Annexure-B

Categorized the SLPs pending in Hon'ble Apex Court of concerned Departments/Boards/Corporations			
SLPs wherein the employees were already regularized.	SLPs by the employees who had not been regularized.	SLPs wherein the petitioner is praying for inclusion of ad-hoc service in the service tenure to claim consequent benefits including old pension scheme.	SLP by guest teacher, even when their petitions are pending before the Hon'ble High Court, to challenge the Guest Teacher Act, 2019/to oppose the guest teachers appointments.