

No. 62/14/2004-6GSI

From

The Chief Secretary to Government, Haryana.

To

1. All the Heads of Departments in Haryana.
2. The Registrar, Punjab and Haryana High Court.
3. The Commissioners Rohtak, Gurgaon, Hisar and Ambala Divisions and all the Deputy Commissioners in Haryana.
4. The Managing Directors/ Chief Executives/Member Secretaries of all Boards and Corporations in Haryana.
5. The Registrars, Maharishi Dayanand University Rohtak, Kurukshetra University Kurukshetra, Ch. Charan Singh Haryana Agriculture University, Hisar, Guru Jambheshwar University, Hisar and Ch. Devi Lal University, Sirsa,

Dated, Chandigarh, the 18-8-2005

Subject: **Non compliance of the orders/directions issued by the Hon'ble Punjab and Haryana High Court.**

...

Sir,

I am directed to refer to Government instructions issued vide letter No. 62/14/2004-6GSI, dated 22.03.2004 and letter of even number dated 13.07.2005 on the subject noted above whereby all Heads of Departments were directed to appoint Nodal Officers in their respective departments for ensuring strict compliance of the orders of Hon'ble Punjab and Haryana High Court in COCP No. 265 of 2005 titled as Gian Chand V/S M.L.Tayal. The matter came up before the Hon'ble High Court on 22.07.2005 and the Court was pleased to pass the following order:-

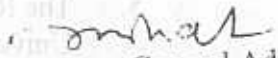
"After hearing learned counsel for the parties, I am of the view that no details have been given as to whether the instructions dated 22.3.2004 have been complied with in as much as Nodal Officers in every Department have been appointed by their Heads. It has also come to the surface that no coordination by the Administrative Department with the office of the Advocate General has been contemplated in the instructions issued on 22.3.2004 or later on 13.7.2005, the Coordination between the office of Advocate General and the Nodal Officers appointed in all Administrative Departments would be imperative because the office of the Advocate General is an important link for the purpose of implementation of the orders by the Administrative Departments."

2. Now the matter has been reconsidered in the wake of the above orders of the Hon'ble High Court and it has been decided to clearly define the role of appointed Nodal Officers in all the departments. In this regard it is clarified that it will be the duty of the Nodal Officer of the departments to interact with both the field officers as well as senior officers of the department and act as an important link between the office of the

Advocate General and the Department. It will be the duty of the Nodal Officer to be in constant touch with the office of the Advocate General and ensure that the orders of Courts are implemented in time and also keep the Advocate General's office informed about the compliance of the orders. It will be the duty of the Nodal Officer to ensure perfect coordination between the office of the Advocate General and the Administrative Department both at the Head Office and the Field level offices.

The above instructions which are clarificatory in nature issued in continuation of the earlier instructions dated 22.03.2004 and 13.07.2004 may be brought to the notice of all concerned for strict compliance.

Yours faithfully,


Deputy Secretary General Administration,
for Chief Secretary to Government Haryana

A copy is forwarded to all the Financial Commissioners and Principal Secretaries/ Commissioners and Secretaries to Government Haryana for information and necessary action.


Deputy Secretary General Administration,
for Chief Secretary to Government Haryana

To
All the Financial Commissioners and Principal Secretaries/
Commissioners and Secretaries to Government Haryana.

U.O.No. 62/14/2004-6GSI

Dated Chandigarh, the 18-8-2005