

No.F.1(1-34)SE-E(NG)/2023
Government of Tripura
Directorate of Secondary Education
Estt(NG) Section

Dated, Agartala the 05 / 7 /2023.

M E M O

Whereas, the following 03(three) persons were appointed to the post of Graduate Teacher on fixed pay basis on a monthly fixed pay of Rs.7,060/- in the year 2010.

1. Smt. Pinki Debbarma.
2. Smt. Aster Debbarma.
3. Smt. Sharmila Debbarma

And

Whereas, Hon'ble Supreme Court of India vide order dated 29.03.20217 in SLP No. 18993-19049/2014 has affirmed the order of the Hon'ble High Court of Tripura dated 07.05.2014 setting aside the selection of Graduate Teachers, the services of those teachers who were appointed in the year 2010 and 2013-14 was ended on 31.12.2017.

And

Whereas, teachers who were appointed in the year 2010 were again appointed w.e.f. 01.01.2018 for a period of 6(six) months on ad-hoc basis vide Memo. No. F.1(1-43)-SE/E(NG)/2017(Vol-II) dated 23.12.2017 and thereafter as per subsequent orders of the Hon'ble Supreme Court of India, the tenure of ad-hoc appointed teachers was extended time to time upto 31.03.2020 and they were terminated from service w.e.f. 31.03.2020 (Afternoon) vide Memo. No. F/1(1-46)-SE/E(NG)/2017 (Vol-II) dated 31.03.2020.

And

Whereas, the services of the aforesaid 03(three) persons who were appointed to the post of Graduate Teacher in the year 2010 also came to an end on 31.03.2020 (Afternoon).

And

Whereas, after termination from service, aforesaid 03(three) persons were freshly selected for the post of Graduate Teacher through the Selection Test for Graduate Teachers conducted by the Teachers' Recruitment Board, Tripura (TRBT) and subsequently appointed to the post of Graduate Teachers under the Education (School) Department, Tripura in 2022. They joined the post of Graduate Teacher afresh on 04.07.2022(F/N).

And

Whereas, during their appointment as Graduate Teacher in the year 2022 under the Directorate of Secondary Education, Government of Tripura, they were not in government service, hence the matter of consequential benefit of past service does not arise.

And

Whereas, in W.P.(C)943 of 2022 filed by Smt. Debbarma, the Hon'ble High Court of Tripura disposed of the Writ Petition vide Judgment and Order dated 18.05.2023 with the following observations-

“[5] This court without expression any opinion on the merits of the case disposes of the writ petition directing the respondents to consider the case of the petitioner within a period of three months from the date of receipt of the copy of this order. The petitioners are at liberty to place all relevant materials before the respondents for consideration, if so advised.

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[7] With the above observation and direction, this present writ petition stands disposed of. As a sequel, stay if any stands vacated. Pending application(s), if any also stands closed.”

Now, therefore, for compliance with the Judgment and Order of the Hon'ble High Court, Tripura, this Directorate has examined the said Judgment and Order dated 18.05.2023 but regret to inform you that in the absence of any direction to condone gap of non-working days between past and present service, in light of existing rules, there is no question to consider the claim of the concerned teachers for pay & pensionary benefits.



(Chandni Chandran, IAS)
Director of Secondary Education,
Tripura.

To
Sri/Smt.

..... School.

Copy to:-

1. The District Education Officer, _____ District, Tripura for information and necessary action.
2. The Head of Office & DDO, _____ School,
_____ District, Tripura for information with a request to serve the copy of
Sri/Smt. _____,GT with proper receipt.