

**BEFORE THE UTTARAKHAND PUBLIC SERVICES TRIBUNAL
BENCH AT NAINITAL**

Present: Hon'ble Mr. Rajendra Singh

----- Vice Chairman (J)

Hon'ble Mr. Rajeev Gupta

----- Vice Chairman (A)

CLAIM PETITION NO. 110/NB/DB/2023

Meena Chauhan, aged about 58 years, w/o Sri Ashok Chauhan, r/o Shri Shyam Apartments, 4th Floor, 412C near Kahan office, Mukhani Talli Bamori, Haldwani, district Nainital.

..... **Petitioner**

Versus

1. State of Uttarakhand through Secretary, Medical Health & Family Welfare, Dehradun.
2. Director, Medical Health & Family Welfare, Kumaon Region, Nainital.
3. Principal, Regional Medical Health & Family Welfare Training Centre, situated at Motinagar, Haldwani, Nainital.

..... **Respondents**

Present: Sri Prasanna Karnatak, Advocate for the petitioner
Sri Kishore Kumar, A.P.O., for the State respondents

JUDGMENT

DATED: JULY 17, 2023

Mr. Rajeev Gupta, Vice Chairman(A) (Oral)

This claim petition has been filed for the following reliefs:

- "i) To direct the respondents to clarify as to why the salary of petitioner was deducted without issuing a show cause notice or opportunity of hearing.*
- ii) To direct the respondents to reimburse the petitioner the deducted salary with interest deemed appropriate by this*

learned Tribunal.

iii) Issue any other relief, which this Hon'ble Tribunal may deem fit and proper in the circumstances of the case be passed in favour of the petitioner."

2. The case of the petitioner, in short, is that her salary for the month of May, 2023 has been reduced by considerable amount of Rs. 12,406/- without any speaking order or show cause notice and without providing her opportunity of hearing. Learned Counsel for the petitioner confines his prayer to the limited extent that the reasons for reduction of salary of the petitioner be informed to her through a speaking order. Such prayer appears to be plausible and accordingly, the Tribunal directs the respondents to pass a reasoned and speaking order, explaining why salary of the petitioner has been reduced and provide a copy of the same to the petitioner within two months of production of certified copy of this order.

3. With the above directions, the claim petition is disposed of, at the admission stage itself. No order as to costs.

(RAJENDRA SINGH)
VICE CHAIRMAN(J)

(RAJEEVGUPTA)
VICE CHAIRMAN (A)

DATE: JULY 17, 2023
DEHRADUN
KNP