

**BEFORE THE UTTARAKHAND PUBLIC SERVICES TRIBUNAL
AT DEHRADUN**

Present: Hon'ble Mr. Justice U.C.Dhyani

----- Chairman

Hon'ble Mr. Rajeev Gupta

-----Vice Chairman (A)

CLAIM PETITION NO. 123/SB/2023

Smt. Bindeshwari Devlal, w/o Late Shri Ram Prasad Devlal, presently r/o Flat No.07, L.I.G. Flats Hastal, Uttam Nagar, New Delhi-110059.

.....Petitioner

VS.

1. State of Uttarakhand through its Secretary, 4 Subhash Marg, Secretariat, Dehradun, Uttarakhand.
2. Secretary, Education, 4 Subhash Marg, Secretariat, Dehradun, Uttarakhand.
3. Principal Secretary, Treasury, Pension and Entitlement, Govt. of Uttarakhand, 23 Laxmi Road, Dalanwala, Dehradun, Uttarakhand.
4. Additional Director, (Education), Garhwal Region, Pauri Garhwal, Pauri City, Uttarakhand.
5. District Education Officer, Pauri Garhwal, D.E.O. Office, Pauri City, Uttarakhand.
6. Principal, Inter College Adalikhil , P.O. Devlad (Dhumakot) Pauri Garhwal, Uttarakhand.

....Respondents.

Present: Sri Anil Devlal, Advocate, for the petitioner.
Sri V.P.Devrani, A.P.O., for the State/Respondent.

JUDGMENT

DATED: JULY 11, 2023

Shri Rajeev Gupta, Vice Chairman (A) (Oral)

By means of present claim petition, the petitioner seeks following reliefs:

“(i) To direct the respondent nos. 4 and 5 to decide the representation letter dated 18.09.2022 of the applicant (Annexure: 1).

(ii) To pass any order, writ or direction as this Hon’ble Tribunal deem fit and proper.”

2. The petitioner has mentioned in her representation dated 18.09.2022 that her husband was promoted as Assistant Teacher in L.T. Grade and remained on this post till his death on 17.07.2005. Her husband had completed the needful service in C.T. Grade for the benefit of C.T. L.T. merger. While such benefit of merger was given to the Teachers who were working, the same was not extended to her husband as he had passed away. Several requests letters and representations were filed by the petitioner but the respondents authorities have not responded to the same.

3. Petitioner’s prayer, therefore, is that her representation dated 18.09.2022 be directed to be decided by Respondents No. 4 and 5, within a fixed time frame. Ld. A.P.O. has no objection to such innocuous prayer of the petitioner.

4. In view of the above, the Tribunal without going into the merits of the case, directs Respondents No. 4 and 5 to decide the representation dated 18.09.2022 of the petitioner, in accordance with law by a reasoned and speaking order within two months of presentation of certified copy of this order along with fresh copy of the representation.

5. The claim petition is disposed of, as above, at the admission stage itself. No order as to costs.

(RAJEEV GUPTA)
VICE CHAIRMAN (A)

(JUSTICE U.C.DHYANI)
CHAIRMAN
(virtually)

DATE: JULY 11, 2023.
DEHRADUN