

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

**CLAIM PETITION NO. 120/SB/2022**

Sri Bhajan Singh, aged about 61 years, s/o Shri Jyoti Prasad, r/o G-34, Race Course, Dehradun-248001, Uttarakhand.

.....Petitioner

**vs.**

1. State of Uttarakhand, through Secretary, Peyjal, Uttarakhand, Secretariat, Dehradun.
2. Uttarakhand Peyjal Sansdhan Vikas Evam Nirman Nigam, through its Managing Director.

.....Respondents.

Present: Sri Dhanesh Bijalwan. Advocate, for the Petitioner. (online),  
Sri V.P.Devrani, A.P.O., for the Respondent No.1.  
Dr. N.K.Pant, Advocate, for Respondent No.2.

**JUDGMENT**

**DATED: NOVEMBER 28, 2023**

**Justice U.C.Dhyani (Oral)**

Hon'ble High Court of Uttarakhand has transferred the WPSB No. 161 of 2021, Bhajan Singh & others vs. State of Uttarakhand and others *vide* order dated 02.09.2022, to be decided by this Tribunal.

2. Writ Petition No. 161 (S/B) of 2021 is, accordingly, reclassified and renumbered as Claim Petition No. 120/SB/2022. Since the reference in this Tribunal shall be of the writ petition filed before the Hon'ble High Court, but shall be dealt with as claim petition, therefore, the claim petition shall be referred to as 'petition' and petitioner shall be referred to as 'petitioner', in the judgment.

3. In present petition, the petitioner has prayed for the following, among others:

i) Issue a writ, order or direction in the nature of Mandamus directing the Respondents to forthwith release the outstanding retiral benefits of the petitioner along with interest from the date the dues became payable, as early as possible. The following dues of the petitioner are still outstanding:

A.	Gratuity	=Rs. 20,00,000/- (approximately)
B.	Leave Encashment	=Rs.24,05,520/-(approximately)
C.	Commutation of Pension	=Rs.40,43,247/-(approximately)
D.	Pension	=Rs.1,02,800/- p.m. along with benefits from the date of superannuation

*[Emphasis supplied]*

4 It is the submission of Ld. Counsel for the petitioner that the petitioner will file a representation to Managing Director, Uttarakhand Pev Jal Sansadhan Vikas Evam Nirman Nigam, Respondent No. 2, who may kindly be directed to decide such representation of the petitioner, in accordance with law. Ld. A.P.O., representing Respondent No.1 and Dr. N.K.Pant, Advocate, representing Respondent No.2, have no objection to such innocuous prayer of Ld. Counsel for the petitioner.

5. Ld. counsel for the parties submitted that Single Bench of the Tribunal can pass such an order.

6. The petition is disposed of, with the consent of Ld. Counsel for the parties, by directing Respondent No.2, to decide the representation of the petitioner by a reasoned and speaking order, as per law, without

unreasonable delay, preferably within 12 weeks of presentation of certified copy of this order along with representation, enclosing the documents in support thereof. No order as to costs.

7. Rival Contentions are left open

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

*DATE: NOVEMBER 28, 2023.*  
*DEHRADUN*

*VM*