

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

EXECUTION PETITION NO. 21/NB/SB/2023

*(Arising out of judgment dated 21.04.2023,
passed in Claim petition No. 58/NB/DB/2022)*

Dr. Lalit Kumar Singh.

.....Petitioner-executioner

vs.

State of Uttarakhand through Secretary, Labour, Government of Uttarakhand,
Secretariat, Subhash Road, Dehradun and another.

.....Respondents.

(virtually)

Present: Sri Piyush Tiwari, Advocate, for the petitioners-executioners.
Sri Kishore Kumar, A.P.O., in assistance of the Tribunal.

JUDGMENT

DATED: NOVEMBER 06, 2023

Justice U.C.Dhyani (Oral)

By means of present execution application, petitioner-executioner seeks to enforce order dated 21.04.2023, passed by this Tribunal in Claim Petition No. 58/NB/DB/2022, Dr. Lalit Kumar Singh vs. State & others.

2. The execution application is supported by the affidavit of Dr. Lalit Kumar Singh.

3. It is the submission of Ld. Counsel for the petitioner that petitioner supplied the copy of judgment dated 21.04.2023 to the respondent department

(in the office of Respondent No.2) on 06.05.2023 (Annexure: 2), but, later on, upon enquiry, respondent department informed that the copy of judgment dated 21.04.2023 is required to be supplied to Respondent No.1. Petitioner again sent a copy of order dated 21.04.2023 to Respondent No.1 on 27.07.2023 (Annexure: 3 *colly*). But, still, order dated 21.04.2023 has not been complied with by the authority(ies) concerned. It is also the submission of Ld. Counsel for the petitioner/ executioner that casual approach on the part of opposite party(s)/respondent(s) should not be tolerated and strict direction should be given to them to ensure compliance of such order. [Ld. counsel for the petitioner/executioner submitted that such direction can be given by the Single Bench of the Tribunal. Ld. A.P.O. agrees with such legal proposition].

4. Considering the facts of the case, this Tribunal directs the official respondent(s) concerned to comply with the order dated 21.04.2023, passed by this Tribunal in Claim Petition No. 58/NB/DB/2022, Dr. Lalit Kumar Singh vs. State & others, if the same has not been complied with so far, without further loss of time, failing which the concerned respondent(s) may be liable to face appropriate action under the relevant law governing the field.

5. Petitioner/ executioner is directed to place a copy of this order before the authority(ies) concerned, to remind that a duty is cast upon said authority(ies) to do something, which has not been done.

6. Execution application is, accordingly, disposed of at the admission stage, with the consent of Ld. Counsel for the parties.

7. Let copies of this order be supplied to Ld. Counsel for the petitioner/executioner and Ld. A.P.O., as per Rules.

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: NOVEMBER 06, 2023.
DEHRADUN

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