

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

CLAIM PETITION NO. 08/SB/2024

Ms. Shipra, age 31 years, d/o Mr. Purushottam Lal, serving as Nursing Officer, Community Hospital, Raipur, r/o Maruti Vihar, Thano Road, Near Government Hospital, Raipur, Dehradun 248008.

.....Petitioner

VS.

1. The Secretary, Medical Health and Family Welfare, Govt. of Uttarakhand, Secretariat, Dehradun.
2. The Director General, Medical, Health and Family Welfare, Uttarakhand, Dehradun.
3. The Medical Superintendent Community Health Centre, Raipur, Dehradun, Uttarakhand.

.....Respondents

Present: Sri Uttam Singh, Advocate, for the petitioner.
Sri V.P.Devrani, A.P.O., for the Respondent State.(online)

JUDGMENT

DATED: FEBRUARY 02, 2024

Justice U.C.Dhyani (Oral)

By means of present claim petition, petitioner, *inter alia*, seeks to direct the respondents to decide the representation dated 14.03.2023 (Annexure: A-1), reminder dated 28.07.2023(Annexure: A-2), in connection with payment of her salary.

2. Petitioner is Nursing Officer, who is posted in Community Health Centre, Raipur, Dehradun. She was given permission to undergo Post Basic B.Sc. Nursing Course in Siddharth College of Nursing. NOC dated 02.09.2022 (Annexure: A-7 colly) was given to her to undergo such course. But, salary of that period has not been released to her.

3. Ld. Counsel for the petitioner drew attention of the Bench towards G.O. dated 16.12.2010 (Annexure: A-3) and O.M. dated 16.05.2016 (Annexure: A-4) to submit that the petitioner moved representation to Respondent No.2 on 14.03.2023 (Annexure: A-1), followed by reminder dated 28.07.2023 (Annexure: A-2) for release of her salary, but to no avail. Ld. Counsel for the petitioner submitted that Respondent No. 2 be directed to decide such representation of the petitioner, in accordance with law, without unreasonable delay. Ld. A.P.O. has no objection to such innocuous prayer.

4. The claim petition is disposed of, at the admission stage, with the consent of Ld. counsel for the parties, by directing the Respondent No.2 to decide pending 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.

5. Rival contentions are left open.

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: FEBRUARY 02, 2024.
DEHRADUN

VM