

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

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

----- Chairman

Hon'ble Mr. Rajeev Gupta

-----Vice Chairman (A)

CONTEMPT PETITION NO. 01/NB/DB/2022

*(arising out of judgment dated 12.11.2021,
in Claim Petition no. 29/NB/SB/2020)*

Dr. Lalit Kumar Singh, aged about 33 years, s/o Shri Ram Prasad, r/o Ganges, C-103, Omaxe Rivera, Rudrapur, Udham Singh Nagar.

.....Petitioner

VS.

R.Minakshi Sundaram, Secretary, Labour, Civil Secretariat, Subhash Road, Dehradun, District Dehradun & others.

.....Respondents

Present: Sri Piyush Tiwari, Advocate, for the Petitioner.

Sri Kishore Kumar, A.P.O., in assistance of the Tribunal.

ORDER

DATED: JULY 05, 2022

Justice U.C.Dhyani (Oral)

Present Contempt Petition has been filed by the petitioner for enforcing the order dated 12.11.2021, passed by this Tribunal in Claim Petition No. 29/NB/SB/2020, which runs as below:-

“
.....
.....

In view of the above, the claim petition is disposed of with the direction that the petitioner may make a representation in respect of NPA for the intervening period to the respondent department with certified copy of this order and the respondent department shall pass a speaking and reasoned order on the same within a period of three months thereafter. No order as to costs”

2. When the order was not complied with, the petitioner filed Execution Petition, which was also disposed of by this Tribunal *vide* order dated 18.04.2022, as follows:

“

.....

.....

4. It is the submission of learned counsel for the petitioner-executioner that the casual approach on the part of respondents-opposite parties should not be tolerated and strict action should be initiated against them.

5. This Tribunal, therefore, instead of issuing notices to the respondents, reiterates the order dated 12.11.2021, passed by this Tribunal in Claim Petition No.29/NB/SB/2020 and directs the authorities concerned to comply with the same without further delay, failing which, the respondents may be liable to face appropriate action under the Contempt of Courts Act.

6. Petitioner-executioner is directed to send copies of this order, as also the order dated 12.11.2021, to the authorities concerned, within a week, to remind them that a duty was cast upon them to do something, which has not been done. The same should be done now, at an earliest possible, without unreasonable delay.

7. The execution petition is, accordingly, disposed of at the admission stage.”

3. When the representation was not decided, the petitioner was compelled to file present contempt petition.

4. But, as of now, learned Counsel for the petitioner has submitted that petitioner’s representation has been decided by Respondent no. 1 on 08.05.2022 and, therefore, present contempt petition has rendered infructuous.

5. In view of the aforesaid statement of learned Counsel for the petitioner, the contempt petition is dismissed as infructuous.

6. It is, however open to the petitioner to challenge the order passed on his representation, if he is aggrieved with the same, in accordance with law.

(RAJEEV GUPTA)
VICE CHAIRMAN (A)

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: JULY 05, 2022
DEHRADUN
KNP