

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

**CLAIM PETITION NO. 35/SB/2024**

Ankit Sharma, s/o Sri R.P.Sharma, aged about 39 years, r/o 8-Shakti Vihar,  
Phase-2, Majra, Dehradun, Uttarakhand.

**.....Petitioner**

**vs.**

1. State of Uttarakhand through Secretary, Labour Medical Services, Govt. of Uttarakhand, Subhash Road, Dehradun.
2. Director, Directorate, Employees State of Insurance Scheme, Uttarakhand, 74/1, GMVN Campus, 1<sup>st</sup> Floor, Rajpur Road, Dehradun.
3. Chief Medical Officer (In-charge), Employees Insurance Scheme, Uttarakhand, 2/2 Rajpur road, Dehradun.
4. Director, Directorate, Treasury, Pension and Entitlement, Uttarakhand, 23 Laxmi Road, Dehradun.
5. Officiating Medical Officer, State Employees Insurance Hospital, Patel Nagar, Dehradun.

**.....Respondents**

Present: Sri R.C.Raturi, Advocate, for the petitioner.  
Sri V.P. Devrani, A.P.O. for the State Respondents.

**JUDGMENT**

**DATED: MAY 13, 2024**

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

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

*“(i) To issue an order or direction to the concerned respondents to pay 50% of the outstanding dues of Late Smt. Kishna Devi to the petitioner with interest since the date of death of Smt. Kishna Devi till the date of actual payment.*

*(ii) To issue any other order or direction which this Court may deem fit and proper in the circumstances of the case in favour of the petitioner.*

*(iii) To award the cost of the petition."*

2. The claim petition is supported by the affidavit of petitioner. Relevant documents have been filed with the claim petition.

3. Ld. Counsel for the petitioner submitted that the petitioner moved an application to the Chief Medical Officer/ Director, Employees State Insurance Corporation, Dehradun on 14.01.2019, which remains undecided till date. Petitioner claims himself to be one of the nominees to receive the outstanding dues of Smt. Kishna Devi, ANM, who passed away on 31.03.2016. In such letter dated 14.01.2019, the petitioner has claimed 50% of the outstanding dues of Late Smt. Kishna Devi, ANM.

4. Ld. Counsel for the petitioner submitted that a direction be given to Respondent No.2 to decide the representation of the petitioner, at the earliest, as per law. Ld. A.P.O. has no objection to such innocuous prayer of Ld. Counsel for the petitioner.

5. The claim petition is disposed of, at the admission stage, 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.

6. Rival contentions are left open.

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

*DATE: MAY 13, 2024.*  
*DEHRADUN*

*VM*