

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

CLAIM PETITION NO. 94/SB/2024

Rahul Channa, s/o Sri B.N. Channa, presently posted as Executive Engineer (In-charge) (Commercial) Uttarakhand Power Corporation Ltd.

.....Petitioner

vs.

1. State of Uttarakhand through Principal Secretary, Energy, Govt. of Uttarakhand, Secretariat, Subhash Road, Dehradun.
2. Chairperson, Uttarakhand Power Corporation Limited, State Secretariat, Subhash Road, Dehradun.
3. Managing Director, Uttarakhand Power Corporation Limited, Gabar Singh Urja Bhavan Kanwali Road, Dehradun.
4. Executive Director, Human Resources, Uttarakhand Power Corporation Limited, Gabar Singh Urja Bhavan Kanwali Road, Dehradun.

.....Respondents

Present: Sri Abhishek Chamoli, Advocate, for the petitioner.

Sri V.P. Devrani, A.P.O. for the State Respondents.

Sri Manish Kumar Singh, Advocate, for UPCL.(online)

JUDGMENT

DATED: SEPTEMBER 17, 2024

Justice U.C.Dhyani (Oral)

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

(i) To quash and set aside impugned order dated 21.09.2017 of respondent no. 3 by which 'Punishment Censure Entry' was awarded in the Service record of the petitioner arbitrarily and illegally, after calling entire record from the respondents, keeping in view of the facts highlighted in the body of the petition.

(ii) To issue and order or direction to the respondents to grant the petitioner consequential Service benefits accordingly.

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

(iv) To award the cost of the petition."

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

3. Ld. Counsel for the petitioner submitted that petitioner has preferred a departmental appeal on 30.01.2024 (Annexure; A-6) against the impugned order dated 21.09.2017, which has not been decided so far, therefore, a direction be given to the competent authority to decide such appeal/ representation, as expeditiously as possible, in accordance with law.

4. Innocuous prayer of Ld. Counsel for the petitioner is worth accepting.

5. The claim petition is disposed of, at the admission stage, by directing the Respondent Corporation to decide the pending departmental appeal/ representation of the petitioner, as expeditiously as possible, as per law, on presentation of certified copy of this order along with copy of appeal/ representation, enclosing the documents in support thereof.

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: SEPTEMBER 17, 2024.
DEHRADUN