

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

CLAIM PETITION NO. 146/SB/2024

1. Master Sharthak Chauhan aged about 17 years, s/o Late Sri Kishore Singh Chauhan through his legal guardian and custodian (1) Sri Mahendra Singh Chauhary aged about 69 years, s/o Late Sri Mohan Singh (2) Smt. Rajeshwari Devi aged about 64 years w/o Sri Mahendra Singh, r/o 15-Prabhat Enclave, MDDA Road, Shahnagar, Dheradun.
2. Master Shaurya Pratap Singh Chauhan aged about 14 years, s/o Late Sri Kishore Singh Chauhan through his legal guardian and custodian (1) Sri Mahendra Singh Chauhary aged about 69 years, s/o Late Sri Mohan Singh (2) Smt. Rajeshwari Devi aged about 64 years w/o Sri Mahendra Singh, r/o 15-Prabhat Enclave, MDDA Road, Shahnagar, Dheradun

.....Petitioners

vs.

1. The State of Uttarakhand through its Secretary. School Education, Govt. of Uttarakhand, Secretariat, Subhash Road, Dehradun
2. Director, Intermediate Education, Uttarakhand, Nanoor Kheda, Dehradun.
3. Divisional Additional Education Director (Intermediate Education), Garhwal Mandal, Pauri Garhwal, Uttarakhand.
4. Chief Education Officer, Tehri Garhwal, Uttarakhand.
5. Drawing and Disbursing Officer/ Principal, Government Inter College, Sajwan Kanda, Tehri Garhwal, Uttarakhand.
6. Accountant General (Account and Entitlement) Uttarakhand Mahalekhakar Bhawan, Kaulagarh, Dehradun.
7. Senior Treasury Officer, Tehri Garhwal, Uttarakhand.

.....Respondents

Present: Sri L.K.Maithani, Advocate, for the petitioners.
Sri V.P. Devrani, A.P.O. for State Respondents.

JUDGMENT

DATED: OCTOBER 16, 2024

Justice U.C.Dhyani (Oral)

By means of present claim petition, petitioners seek the following reliefs:

“(i) To issue an order or direction to the respondents to pay the outstanding dues and pension and arrears of the pension of Late Sh. Kishor Singh Chauhan to the petitioner with interest on the above dues @ 10% per annum since the date of death of Sh. Kishor Singh Chauhan 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 case in favour of the petitioner.

iii) To award the cost of petition.”

2. The claim petition is supported by the affidavits of legal guardians and custodians Sri Mahendra Singh Chauhary and Smt. Rajeshwari Devi . Relevant documents have been filed along with the same.

3. The Bench has been taken through different orders obtained from different Hon’ble Courts along with other documents, to submit that two letters dated 23.04.2024 (Annexure: A-7) and 26.03.2024 (Annexure: A- 6), written by the Block Education Officer to Principal, Govt. Inter College, Tehri Garhwal and by Chief Education

Officer, Tehri Garhwal to Block Education Officer, Tehri Garhwal, regarding settlement of family pension and other dues were sent, but there is no response from the said authorities so far. Ld. Counsel for the petitioner prayed that a direction be given to the authorities concerned to take appropriate decision on these letters, as per law. 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 Respondents No. 4 & 5 to take a decision on the letters, which were sent to them and a reference of which has been given as above, as expeditiously as possible and without unreasonable delay, on presentation of certified copy of this order along with copies of above noted documents.

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: OCTOBER 16, 2024.
DEHRADUN

VM