

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

Present: Hon'ble Mr. Rajendra Singh
..... Vice Chairman (J)

Hon'ble Mr. A. S. Rawat
..... Vice Chairman (A)

CLAIM PETITION NO. 14/NB/DB/2025

Ramesh Chandra Joshi (Male), aged about 62 years, S/o Late Sri Amar Nath Joshi, R/o Madhavi Sadan, Uttaranchal Colony-III, Bharat Gas Godam Road. Kusumkhera, Haldwani, District Nainital.

.....Petitioner

Vs.

1. State of Uttarakhand through Secretary Rural Development Department, Government of Uttarakhand, Dehradun
2. Commissioner, Rural Development Department, Uttarakhand, Pauri District Pauri.
3. Chief Development Officer. Nainital.
4. District Development Officer, Nainital.

.....Respondents

Present: Sri Bhagwat Mehra, Advocate for the petitioner
Sri Kishore Kumar, A.P.O. for the respondents

JUDGMENT

DATED: FEBRUARY 14, 2025

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

" To direct the Respondent No. 3 to forthwith take a decision on the representation dated 04-01-2022 submitted by the petitioner (Annexure No. 12 to the Compilation No. II), after considering all the relevant government policies/government orders relating to grant of Selection Grade of Pay/Promotion Pay Scale/ACP.

B. To direct the Respondents, particularly Respondent No. 3 to grant all consequential benefits to the petitioner.

C. To issue any other order or direction, which this Hon'ble Tribunal may deem fit and proper in the circumstances of the case.

D. Award the cost of the Claim petition in favour of the petitioner."

2. Learned Counsel for the petitioner submitted that petitioner had made a detailed representation on 04-01-2022 to the Respondent No. 3, wherein the legitimate claims of the petitioner and its due dates have been clearly mentioned. Along with the said representation as many 13 enclosures were also annexed. When no action was taken by the Respondent No. 3 in the matter for a considerable long period, the petitioner again submitted a reminder in the matter on 05-05-2024. It is further submitted that the inaction/omission on the part of the Respondents in the matter is aimed at to defy the legitimate claim of the petitioner.

3. The prayer of Ld. Counsel for the petitioner that the petitioner's pending representation dated 04.01.2022 (Annexure: 12), may kindly be directed to be decided by the respondent no. 3, at an earliest possible, in accordance with law, to which Ld. A.P.O. has no objection.

4. The claim petition is, accordingly, disposed of at the admission stage, by directing respondent no. 3 (Chief Development Officer. Nainital), to decide pending representation dated 04.01.2022 (Annexure: 12) of the petitioner by a reasoned and speaking order, within two months, in accordance with law, on presentation of certified copy of this order along with copy of the representation (Annexure: 12), enclosing relevant documents. No order as to costs.

(A.S.RAWAT)
VICE CHAIRMAN(A)

(RAJENDRA SINGH)
VICE CHAIRMAN (J)

DATED: FEBRUARY 14, 2025
DEHRADUN.
KNP