

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

**CLAIM PETITION NO. 37/SB/2025**

Ram Dutt Mishra (Sub Registrar).

.....Petitioner

versus

1. State of Uttarakhand through Secretary, Finance, Govt. of Uttarakhand, Subhash Road, Dehradun.
2. Inspector General, Stamps & Registration, Uttarakhand.

..... Respondents

Present: Sri B.B. Naithani, Advocate, for the petitioner  
Sri V.P. Devrani, A.P.O. for the respondents

**JUDGEMENT**

**Dated: 12<sup>th</sup> March, 2025**

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

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

“(i) This Hon'ble Tribunal may be pleased to quash the impugned order dated 14.03.2024 (Annexure No. A-1).

(ii) This Hon'ble Tribunal may be pleased direct the respondents to treat the whole period of suspension w.e.f. 27.07.2023 to 14.03.2024 as duty and to pay the salary for that period.

(iii) This Hon'ble Tribunal may further be pleased to issue any order or direction which this Hon'ble Tribunal may deem fit and proper under the circumstances of the case.

(iv) This Hon'ble Tribunal may kindly be further pleased to award cost to the petitioner.”

2. Present petition has been filed by the petitioner for setting aside the impugned order dated 14.03.2024 and treat the period of suspension from 27.07.2023 to 14.03.2024 on duty and to pay salary for that period, among others.

3. Sri Ram Dutt Mishra has filed affidavit in support of the petition. Relevant documents have been filed by him in support of the petition.

4. *Vide* impugned order dated 14.03.2024 (Annexure: A1), petitioner was given minor punishment of 'censure entry'. His suspension order was revoked and he was reinstated as Sub Registrar in the establishment of second respondent, Inspector General, Stamps & Registration, Uttarakhand. Such part of the order, whereby the petitioner was given 'censure entry' is in the teeth of present claim petition. Apart from that, the petitioner has filed the claim petition for directing the respondents to treat the period of suspension from 27.07.2023 to 14.03.2024 on duty and to pay the salary for that period.

5. On perusal of record, the Tribunal finds that the petitioner has although filed departmental appeal against the impugned order dated 14.03.2024 but the same has not yet been decided by the appellate authority.

6. In response to the query of the Tribunal, learned Counsel for the petitioner as well as learned A.P.O. submitted that the departmental appeal has not yet been decided by the appellate authority.

7. Impugned order dated 14.03.2024 was passed by respondent no. 2. Appeal against the same is pending consideration of respondent no. 1.

8. The Tribunal, therefore, finds it proper to direct the appellate authority (respondent no. 1) to decide pending

departmental appeal of the petitioner, in a time bound manner, in accordance with law.

9. The claim petition is disposed of, at the admission stage, by directing respondent no. 1 to decide pending departmental appeal of the petitioner, as expeditiously as possible, without unreasonable delay, in accordance with law, preferably within 12 weeks of presentation of certified copy of this order along with memo of appeal.

No order as to costs.

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

*DATE: 12<sup>th</sup> March, 2025*  
*DEHRADUN*  
*RS*