

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

EXECUTION PETITION NO. 07/SB/2025

*(Arising out of judgment dated 18.03.2023,
passed in Claim petition No. 54/DB/2023)*

Rameshwar Prasad Juyal, s/o Sri R.D. Juyal, aged about 68 years,
r/o Juyal Bhawan, M.I.C. Road, Pauri

.....Petitioner/applicant

vs.

1. State of Uttarakhand through Secretary, Forest & Environment, Dehradun.
2. Principal Chief Conservator of Forest & HOD, Forest Department, Uttarakhand. Dehradun.
3. Conservator of Forest, Garhwal Circle, Pauri.
4. Divisional Forest Officer, Civil & Soyam Forest region, Pauri..

..... Respondents

Present: Sri M.C.Pant, Advocate, for the petitioner-applicant.(online)
Sri V.P.Devrani, A.P.O., for the respondents.

JUDGMENT

DATED: APRIL 17, 2025

Justice U.C.Dhyani (Oral)

By means of present execution petition, petitioner-applicant seeks to enforce order dated 18.03.2023, passed by this

Tribunal in Claim Petition No. 54/DB/2023, Rameshwar Prasad Juyal vs. State of Uttarakhand & others.

2. The execution petition is supported by the affidavit of Sri Rameshwar Prasad Juyal, petitioner-applicant along with copy of the judgment passed by the Tribunal on 18.03.2023.

3. The decision rendered by this Tribunal on 018.03.2023, is reproduced herein below for convenience.

“The petitioner's grievance is that he is entitled to get the benefit of 3rd financial upgradation with Grade Pay Rs. 54,00/- w.e.f. 25.12.2011, according to G.O, no. 589 dated 01.07.2013, which has been issued in terms of the G.O. no. 872 dated 08.03.2011. The petitioner moved representations to the respondents, requesting that he may be granted the above benefit, but till today, no decision has been taken on the same. Since the petitioner has retired from service on 31.10.2017, the respondents are duty bound to consider the prayer of the.

2. Learned Counsel for the petitioner, therefore, humbly submitted that the petitioner shall make a fresh representation to respondent no. 2 highlighting his grievance, as have been mentioned in present claim petition, and prays that a direction be given to respondent no. 2 to decide the representation of the petitioner in a time bound manner, as per law. Ld. A.P.O. has no objection to such if innocuous prayer of Ld. Counsel for the petitioner, rival contentions are left open.

3. The claim petition is disposed of, at the admission stage, by directing respondent no. 2 to decide the representation of the petitioner by a reasoned and speaking order, in accordance with law, at the earliest, preferably within 12 weeks of presentation of certified copy of this order, along with representation.

4. When such representation is decided, it will be the duty of the respondent department to communicate the same to the petitioner. In the circumstances, no order as to costs.”

4. Ld. Counsel for the petitioner submitted that respondent department is not complying with the aforesaid order. It is the submission of Ld. Counsel for the petitioner that strict reminder be served on the respondents to comply with the order of the Tribunal dated 18.03.2023. Petitioner has preferred several representations till now, but respondents have not done anything so far for securing the compliance of the order of the Tribunal.

5. It is also the submission of Ld. Counsel for the petitioner/ applicant that casual approach on the part of opposite

parties(s)/respondent(s) should not be tolerated and strict direction should be given to them to ensure compliance of such order.

6. The execution application is disposed of, at the admission stage, by directing the authority(ies) concerned, to comply with the order of the Tribunal dated 18.03.2023, passed in Claim Petition No. 54/DB/2023, Rameshwar Prasad Juyal vs. State of Uttarakhand and others, if the same has not been complied with so far, as expeditiously as possible and without unreasonable delay on presentation of certified copy of this order, failing which the concerned authorities may be liable to face appropriate action under the law governing the field.

7. The execution petition thus stands disposed of, at the admission stage, with the directions as above.

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: APRIL 17, 2025.
DEHRADUN

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