

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

Present: Hon'ble Mr. Justice U.C.Dhyani

----- Chairman

Hon'ble Mr. D.K.Kotia

-----Vice Chairman (A)

**CLAIM PETITION NO. 04/DB/2018**

Vikram Singh S/o Sh. Ummed Singh at present working and posted as Collection Amin under the respondent department at Tehsil Dhanolti, district Tehri Garhwal, Uttarakhand, and four others.

.....Petitioner

**VS.**

State of Uttarakhand and Others.

.....Respondents.

Present: Sri L.K.Maithani, Counsel  
for the petitioner.  
Sri U.C.Dhaundiyal, A.P.O.  
for the Respondents.

**JUDGMENT**

**DATED: FEBRUARY 26, 2018**

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

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

“ (a) To quash the impugned order dated 28.09.2017/ 08.10.2017 of respondent No.3 (Annexure No.A-1 to the petition) declaring the same as null and void in the eyes of law with all consequential benefits.

(b) To issue an order or direction to the concerned respondent to revive the order dated. 04.03.2017 of then DM/ Collector, Tehri and treat the service of the petitioners on the post of Collection Amins and Collection Peons, as the case may be, for all the benefits of regular service since the date 09.11.2000 or the date of first appointment in service as seasonal Collection Amins or seasonal Collection Peon.

(c) To issue an order or direction to the concerned respondent to grant the benefit of ACP to the petitioners on the basis of the date mentioned in the order dated 04.03.2017 of then DM Tehri (Annexure No. A-9 of the petition) for the regular benefit of service.

(d) Issue any other suitable order or direction which this Hon'ble Tribunal may deem fit and proper in the circumstances of the case.

(e) Award the cost of the petition to the petitioner”.

2. It is the submission of Ld. Counsel for the petitioner that, petitioner had made a representation to Respondent No.3 on 16.10.2017, but till date, no decision has been taken on the same by Respondent Nos. 1 and 2.
3. After arguing the claim petition for a while, Ld. Counsel for the petitioner confined his prayer only to the extent that, the petitioner's representation dated 16.10.2017, may kindly be directed to be decided by Respondent No.3, in accordance with law.
4. Ld. A.P.O. has no objection to the same.
5. The innocuous prayer made by the petitioner, is worth accepting.
6. A direction is, therefore, given to Respondent No.3 to decide the pending representation of the petitioner, by a reasoned and speaking order, at the earliest, but not later than eight weeks of presentation

of certified copy of this order along with a copy of said representation.

6. Needless to say, that the decision so taken, shall be communicated to the petitioner thereafter.
7. The claim petition is, accordingly, disposed of at the stage of admission.

**(D.K.KOTIA)**  
VICE CHAIRMAN (A)

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

*DATE: FEBRUARY 26, 2018*  
*DEHRADUN*

VM