

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

**CLAIM PETITION NO. 57/DB/2017**

Smt. Kamla Chauhan aged about 42 years W/o Shri Shamsher Singh Chauhan posted as Sub-Inspector in the office of Superintendent of Police (Regional) Office Dehradun and 49 others.

.....Petitioners

**VS.**

1. State of Uttarakhand through Secretary (Home), Government of Uttarakhand, Secretariat, Subhash Road, Dehradun.
2. Director General of Police, Uttarakhand, Police Head Quarter Dehradun.
3. Inspector General of Police Head Quarter/ Karmik, Uttarakhand.
4. Inspector General of Police Abhisuchna/ Suraksha, Uttarakhand, Dehradun.

.....Respondents.

Present: Sri L.K.Maithani, Counsel  
for the petitioner.

Sri U.C.Dhaundiyal, A.P.O.  
for the Respondents.

**JUDGMENT**

**DATED: MARCH 07, 2018**

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

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

“(i) To quash the impugned order dated 25.01.2017 of respondent No.3 declaring the same null and void in the eyes of law and further.

(ii) To issue an order or direction to the concerned respondent to treat the Rankers Sub-Inspector at par with the direct recruitee Sub-Inspector for the benefit of ACP and other service benefits.

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

(iv) To award the cost of the petition."

2. Brief facts giving rise to present claim petition are that the petitioners were initially appointed as Constables. They were, thereafter promoted as Head Constables. Recruitment, for the posts of Sub Inspector, was initiated. Petitioners fulfilled the criteria and after rigorous selection process, they were selected. After completing training, they were appointed as Sub Inspectors. *Vide* impugned order dated 25.01.2017, grant of ACP to the petitioners, was wrongly interpreted, so much so that the Sub Inspectors, junior to the petitioners, are getting higher salary than them. Representation was sent to the respondent No.2, but to no avail. Hence, present claim petition.
3. Counter affidavit has not been filed on behalf of respondents as yet.
4. In order to avoid further loss of time in disposal of the present claim petition, Ld. Counsel for the petitioners, confined his prayer only to the extent that, petitioners' representation may kindly be directed to be decided by Respondent No.1.
5. Considering the innocuous nature of relief sought by the petitioners, Ld. A.P.O. has no objection.
6. Petition is accordingly disposed of by directing Respondent No. 1 to decide the pending representation (dated 22.06.2017) of the petitioners by a reasoned and speaking order, in accordance

with law, at the earliest possible, but not later than eight weeks of presentation of certified copy of this order along with a copy of representation.

7. Needless to say, that the decision so taken, shall be communicated to the petitioner soon thereafter.

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

*DATE: MARCH 07, 2018*  
*DEHRADUN*

VM