

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

Present: Hon'ble Mr. Justice U.C.Dhyani  
----- Chairman  
  
Hon'ble Mr. Rajeev Gupta  
-----Vice Chairman (A)

**CONTEMPT PETITION NO. C-06/DB/2020**

1. Khushal Singh Rana, S/o Sri Jhuna Singh, R/o Village & P.O. Uttroun, District Uttarkashi.
2. Vikram Singh Negi, S/o Late Sri Munshi Singh Negi, R/o Village and P.O. Dharkot-Dharmandal, Tehri Garhwal.
3. Nagendra Dutt Semwal, S/o Late Sri P.D.Semwal, R/o Village and P.O, Mukhem, Patti Upli ramoli via Lambgaon, Tehri Garhwal.

.....Petitioners

**VERSUS**

1. Sri Harbansh Singh Chug, Secretary, Forest Paryavaran Vibhag-I, Forest, Civil Secretariat, Uttarakhand, Dehradun.
2. Sri Sandeep Kumar, Divisional Forest Officer, Uttarkashi Forest Division, Kotbangla, Uttarkashi.
3. Sri Jeevan Chandra, Conservator of Forest, Bhagirathi Circle, Uttarakhand, Munikireti, Rishikesh.
4. Sri Jairaj, Chief Conservator of Forest, Uttarakhand, Dehradun.

.....Respondents.

Present: Sri V.P.Sharma, Advocate, for the petitioners.  
Sri V.P.Devrani, A.P.O., for respondents.

**JUDGMENT**

**DATED: AUGUST 12, 2020**

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

Present contempt petition has been filed by the contempt petitioner, feeling aggrieved against non compliance of order dated 11.10.2019.

2. The order sought to be executed is being reproduced herein below for convenience:

“The claim petition is allowed. The respondents are directed to decide the pending matter of the petitioners and to grant them the selection scale, in view of the G.O. dated 04.02.1983 and 06.11.1985, obviously, after consultation with the finance department. The State Government of Uttarakhand is also bound to decide the same as per the above referred G.Os. Such decision in the matter should be made within a period of three months from today and the petitioners should be allowed the benefit of above G.O. along with other consequential benefits.

All the dues of the benefits will be paid to the petitioners by the State of Uttarakhand within the above stipulated period.”

3. Sri V.P.Sharma, Ld. Counsel for the contempt petitioners, submitted that despite service of order dated 11.10.2019, upon all the respondents on 21.10.2019, no action has been taken by the respondents so far.
4. It is the submission of Ld. Counsel for the contempt petitioners that casual approach on the part of respondents should not be tolerated and strict action should be initiated against the alleged contemnor.
5. One of the objectives of contempt jurisdiction is the enforcement and compliance of the order of the Court. Assistance of Ld. A.P.O. was taken to enable the Tribunal to implement the order dated 11.10.2019. Ld. A.P.O., on seeking instructions from Sri Sandeep Kumar, D.F.O., Uttarkashi, Respondent No.2, submitted that a large part of the relief relates to State of U.P. and, therefore, implementation of the order is likely to take some time. We understand the difficulty of D.F.O., Uttarkashi, but still request him to do necessary correspondence with the Forest authorities of U.P. and try to implement the order dated 11.10.2019, at an earliest possible. In any case, the order has to be implemented.
6. This Tribunal, therefore, instead of issuing notice to the respondents, reiterates the order dated 11.10.2019, passed by this Tribunal, and directs the authorities concerned to comply with the same within four weeks (from today), failing which, the respondents may be liable to face appropriate action under the Contempt of Courts Act.

7. Petitioners are directed to mail a copies of this order, as also the order dated 11.10.2019 before the authorities concerned within a week, to remind that a duty is cast upon said authorities to do something, which has not been done.
8. The contempt petition is, accordingly, disposed of.
9. Liberty is granted to Ld. Counsel for contempt petitioners to make a mention before the Bench on 12.09.2020, if the order dated 11.10.2020 is not complied with by then.
10. Let a copy of this order be supplied to the learned counsel for the contempt petitioners, as per rules, within 48 hours.
11. Let a copy of this order be supplied to Ld. A.P.O. also within 48 hours for onward submission to DFO, Uttarkashi with a request to monitor the progress of execution every week.

**(RAJEEV GUPTA)**  
VICE CHAIRMAN (A)

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

*DATE: AUGUST 10, 2020*  
*DEHRADUN*

*VM*