

WPSB No. 579 of 2017

Hon'ble K.M. Joseph, C.J.

Hon'ble Sharad Kumar Sharma, J.

Mr. R.K. Raizada, Senior Advocate assisted by Mr. D.S. Patni, Advocate for the petitioner.

Mr. I.P. Gairola, Advocate for respondent Nos. 1 to 8.

Ms. Puja Banga, Brief Holder for the State of Uttarakhand / respondent No. 9.

After hearing the learned counsel for the parties, we pass the following order:

Neither the pendency of the writ petition, nor the interim order passed will stand in the way of the petitioner carrying out promotions to the posts of Executive Engineer in terms of the Seniority List dated 03.01.2015, which was impugned before the Public Service Tribunal. We, however, make it clear that the promotions will be subject to the result of the writ petition. We further make it a condition that, in case, such promotions are made, the condition that the promotion will be subject to the decision of this writ petition will be made clear in that order.

List on 26th June, 2018 as the first case in the Supplementary Cause List along with connected matters.

Sharad Kumar Sharma, J. (K.M. Joseph, C.J.)

26.04.2018

डायरी सं. 3463
दिनांक 27.05.18

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NAINITAL

G.M. (HR-IC)
7/5/18

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Civil Writ Petition No. 579 / (S/B)/2017

(Under Article 226/227 of the Constitution of India)

(District:-Nainital)

Uttarakhand Power Corporation Ltd. Through its Managing
Director ,Urja Bhawan, Kanwali Road, Dehradun.

-----Petitioner

VERSUS

1. Shri B.M. Bhatt, S/o Sri B.D. Bhatt, presently posted as Executive Engineer, Uttarakhand Power Corporation Ltd, Tanakpur, District Champawat Uttarakhand.
2. Shri Girish Chandra Joshi, S/o Shri Tikaram Joshi, posted as Assistant Engineer , Uttarakhand Power Corporation Ltd. Haldwani , District Nainital.
3. Shri Vinod Kumar Bisht, S/o Shri Ram Dutt Bisht, , posted as Assistant Engineer , Uttarakhand Power Corporation Ltd. Pithoragarh District Pithoragarh.
4. Shri Govind Singh Karki, S/o Shri Diwan Singh Karki, posted as Assistant Engineer , Uttarakhand Power Corporation Ltd. Bajpur, District Udham Singh Nagar.
5. Shri Surendra Singh Bisht, S/o Late Shri Kamal Singh posted as Assistant Engineer Uttarakhand Power Corporation Ltd. P.O. Selakuli , District Dehradun.
6. Shri S.P. Kudial, S/o Shri G.N. Kudial, posted as Assistant Engineer, Uttarakhand Power Corporation Ltd. Mohanpur, Dehradun , District Dehradun.



7. Shri Kishore Kumar Pant, S/o Shri Ramdutt Pant, posted as Assistant Engineer, Uttarakhand Power Corporation Haldwani District Nainital.
8. Shri Vineet Saxena, S/o Late Shri S.M. Lal Saxena, Sub - Divisional Officer, Uttarakhand Power Corporation Ltd. Industrial Area Haridwar, District Haridwar.

..... Respondents

9. State of Uttarakhand through its Secretary, Energy, Secretariat, Dehradun

..... Performa Respondent

10. Shri Surya Darshan Singh Bisht, Executive Engineer, office of Superintending Engineer, (EDC Urban) Power Corporation Ltd. 18EC Road, Dehradun, District Dehradun.
11. Shri Arvind Kumar, Executive Engineer, Office of Superintending Engineer, EDC(Rural), Uttarakhand Power Corporation Ltd. 18-EC Road Dehradun, District Dehradun.
12. Shri Begraj Singh, Executive Engineer, Office of Superintending Engineer, Uttarakhand Power Corporation Ltd. Rudrapur, District Udham Singh Nagar.
13. Shri Umakant Chaturvedi, Executive Engineer, Office of Superintending Engineer, Uttarakhand Power Corporation Ltd. Ranikhet, District Almora.
14. Shri Prashant Pant, Executive Engineer, Office of Superintending Engineer, (Gramin Vidyut Mandal), 18-EC Road Dehradun, District Dehradun.

SA

15. Shri Sandeep Kumar Gupta, Executive Engineer , Office of Superintending Engineer , (GraminVidyutMandal) , Rudrapur District Udham Singh Nagar.
16. Shri Dharmveer Singh, Executive Engineer , Office of Superintending Engineer, (Materials Management), Uttarakhand Power Corporation Ltd. Gabbar Singh Bhawan, Kanwli Road, Dehradun , District Dehradun.
17. Shri Pradeep Kumar, Executive Engineer , Office of Superintending Engineer (EDC), Uttarakhand Power Corporation Ltd. Pithoragarh , District Pithoragarh.
18. Shri Jakir Hussain, Executive Engineer, Office of Superintending Engineer, Uttarakhand Power Corporation Ltd. Shrinagar, District PauriGarhwal.
19. Shri Kailash Kumar, Executive Engineer, Office of Superintending Engineer(C&P) , Uttarakhand Power Corporation Ltd Kanwil Road, Dehradun District Dehradun.
20. Shri Deepak Pal Arya.Executive Engineer, Office of Superintending Engineer(C&P) , Uttarakhand Power Corporation Ltd. Rudrapur, District Udham Singh Nagar
21. Shri Manoj Gusain, Executive Engineer, Office of Superintending Engineer, Uttarakhand Power Corporation Ltd EDC Shrinagar, District PauriGarhwal.
22. ShriAnup Kumar, Executive Engineer, Office of Superintending Engineer, Uttarakhand Power Corporation Ltd Shrinagar, District PauriGarhwal.



23. Shri Deepak Saini, Executive Engineer, Office of Superintending Engineer, Uttarakhand Power Corporation Ltd EDC Roorkee, District Haridwar.
24. Mohd. Afjaal, Executive Engineer; Office of Superintending Engineer, (Project), R-APDRP-Near Saint Paul School, Nainital Road, Haldwani, Uttarakhand Power Corporation Ltd, District Nainital.
25. ShriNitin Singh Garkhal, Assistant Engineer, Sub-Divisional Officer, Uttarakhand Power Corporation Ramnagar, District Nainital.
26. ShriHarun Rashid , Executive Engineer, Office of Superintending Engineer (C&P), Uttarakhand Power Corporation Ltd, Gabbar Singh Bhawan, Kanwli, Road, Dehradun, District Dehradun.
27. Km. NanditaAggarwal, Executive Engineer, Office of Superintending Engineer, Uttarakhand Power Corporation Ltd, EDC Roorkee, District Haridwar.
28. ShriGauravSaklani, Executive Engineer, Office of Superintending Engineer (Project R-APDRP Part- B), Uttarakhand Power Corporation Ltd, Gabbar Singh Bhawan, Kanwli Road, Dehradun District Dehradun.
29. Smt. Pujarani, Executive Engineer, Office of Superintending Engineer EDC (Urban), Uttarakhand Power Corporation L.td. Kaula, FRJ Dehradun, District Dehradun.
30. ShriBhaskarPandey, Executive Engineer, Office of Superintending Engineer, (Subhash Nagar, Haldwani).



Uttarakhand Power Corporation Ltd, Haldwani District Nainital.

31. Shri KanhaiyaJee Mishra, Executive Engineer, Office of Superintending Engineer(EDC Urban), Uttarakhand Power Corporation Ltd , Kashipur, District Udham Singh Nagar.
32. Shri Vivek Kandpal, Executive Engineer, Office of Superintending Engineer, Uttarakhand Power Corporation Ltd, Kashipur, District Udham Singh Nagar.
33. Shri Ajeet Kumar Yadav, Executive Engineer, Office of Superintending Engineer (EDC Urban), Uttarakhand Power Corporation Ltd, Rudrapur District Udham Singh Nagar.
34. Shri Manoj Kumar, Executive Engineer, Office of Superintending Engineer (EDC), Uttarakhand Power Corporation Ltd, Ranikhet , District Almora.
35. Shri Ashutosh Tiwari, Executive Engineer, Office of Superintending Engineer (EDC Urban), Uttarakhand Power Corporation Ltd, Dehradun , District Dehradun.

-----Proforma Respondents

To,

The Hon'ble the Chief Justice and his other Hon'ble companion judges of the aforesaid court.

The humble petition of the above named petitioner most respectfully sheweth as under:

