

**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)

**Claim Petition No. 134/DB/2022**

Deepak Purohit, aged about 37 years, s/o Rakesh Chandra Purohit presently posted as Agriculture & Soil Conservation Officer, having additional charge of Chief Agriculture Officer Rudraprayag, presently attached to the office of Additional Director Agriculture Department Pauri Garhwal.

.....Petitioner

versus

1. State of Uttarakhand through Secretary Agriculture and Farmer Welfare, Government of Uttarakhand, Dehradun.
2. Secretary, Agriculture and Farmer Welfare, Government of Uttarakhand, Dehradun.

..... Respondents

Present: Sri Amar Murti Shukla, Advocate, for the Petitioner  
(online)  
Sri V.P. Devrani, A.P.O. for the Respondents

**Judgement**

**Dated: 22<sup>nd</sup> March, 2023**

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

Petitioner is Agriculture and Soil Conservation Officer/ Chief Agriculture Officer, Rudraprayag, who has been attached to the Additional Director, Agriculture Department, Pauri Garhwal, after suspension. He has filed present claim petition against the suspension order dated 13.10.2022 (copy Annexure: A1).

2. Petitioner filed writ petition before Hon'ble High Court of Uttarakhand. WPSB No. 613 of 2022 was dismissed with liberty to the petitioner to approach the Tribunal *vide* Hon'ble Court's order dated 21.10.2022. The petitioner has, accordingly, filed present claim petition for setting aside impugned order dated 13.10.2022, issued by respondent no. 2.

3. W.S./ C.A. is yet to be filed by the respondents in present claim petition.

4. It is the submission of Sri Amar Murti Shukla, learned Counsel for the petitioner, that since the enquiry has been concluded, therefore, the claim petition may be disposed of by granting liberty to the petitioner to file the representation against his suspension, to the respondents. Learned Counsel for the petitioner submitted that in the departmental enquiry, charge has not been found proved against the petitioner.

5. Learned A.P.O. has no objection, if liberty is granted to the petitioner to file representation to the respondents against the suspension order, for disposal in accordance with law.

6. The claim petition is disposed of, by granting liberty to the petitioner, to file representation for revocation of his suspension order, to the respondents. It is provided that if such representation is filed by the petitioner, the same shall be decided without unreasonable delay, preferably within 4 weeks of representation (along with certified copy of this order), in accordance with law.

**(RAJEEV GUPTA)**  
VICE CHAIRMAN (A)  
[virtually from Nainital]

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

*DATE: 22<sup>nd</sup> March, 2023*  
*DEHRADUN*  
*RS*