

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

CLAIM PETITION NO.72/SB/2023

Subham Nautiyal S/o Ved Prakash Age 29, Serving as Personal Assistant/Stenographer R/o Navodaya Nagar, Roshanabad, Haridwar.

.....Petitioner

Vs.

1. The Secretary (Labour) Government of Uttarakhand Secretariat, Subhash Road Dehradun.
2. The Chairman, Uttarakhand Subordinate Service Selection Commission Ring Road, Ladpur, Dehradun
3. The Presiding Officer/Head of Department Industrial Tribunal and Labour Court Haldwani, Uttarakhand.
4. The Presiding Officer, Labour Court, Sector SA, BHEL Township, Haridwar.

.....Respondents

Present: Sri Uttam Singh, Advocate, for the petitioner.
Sri V.P.Devrani, A.P.O., for Respondent No. 1.

JUDGMENT

DATED: APRIL 12, 2023.

Justice U.C.Dhyani (Oral)

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

“i) Direct the respondent to decide the representation dated 29- 07- 2022 and sanction grade pay Rs 4200 (Pay scale Rs 35400-112400

Level-6) as approved for the Personal Assistant/Stenographer of Labour Court within the reasonable time as the Hon'ble Tribunal may deem fit and proper.

(ii) To pass any other suitable order, which the Hon'ble Tribunal may deem fit and proper on the basis of facts and circumstances of the case.

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

[Emphasis supplied]

2. It is the submission of Ld. Counsel for the petitioner that the petitioner moved a representation (Annexure:A-1) to the Presiding Officer, Industrial Tribunal-cum- Labour Court, Haldwani, through Presiding Officer, Labour Court, Haridwar. The said representation was forwarded by the Presiding Officer, Labour Court, Haridwar on 29.07.2022. Ld. Counsel for the petitioner submitted that the said representation has not been decided by the authority concerned so far. He wants that his representation may kindly be directed to be decided by the appropriate authority, at an earliest possible, in accordance with law. Ld. A.P.O. has no objection to such innocuous prayer.

3. Without prejudice to rival contentions, the claim petition is disposed of, at the admission stage, by directing the appropriate authority (Labour Commissioner) to decide the representation of the petitioner, by a reasoned and speaking order, in accordance with law, at an early date, without unreasonable delay, preferably within eight weeks of presentation of certified copy of this order along with fresh copy of the representation.

4. It is made clear that the Tribunal has not expressed any opinion on the merits of the case.

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: APRIL 12, 2023
DEHRADUN

VM