

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

CLAIM PETITION NO. 68/SB/2025

Sri Ramesh Dutt Dobhal, s/o Late Sri Barfeshwar Prasad Dobhal, r/o
Girdhar Vihar, Harrawala, Dehradun, Uttarakhand.

.....Petitioner

VS.

1. State of Uttarakhand through Secretary, School Education, Secretariat, Dehradun.
2. Finance Controller, School Education, Dehradun.
3. Chief Education Officer, Tehri Garhwal, Narendra Nagar, Uttarakhand.
4. Finance & Accounts Officer, School Education, Office of Chief Education Officer, Narendra Nagar, District Tehri Garhwal, Uttarakhand.

.....Respondents

Present: Sri Arun Kumar Bhandari , Advocate, for the petitioner.(online)
Sri V.P. Devrani, A.P.O. for Respondents.

JUDGMENT

DATED: JUNE 12, 2025

Justice U.C.Dhyani (Oral)

Present claim petition has been filed by the petitioner, *inter alia*, for setting aside the impugned communication dated 18.03.2025, made by Finance and Accounts Officer, School

Education, Tehri Garhwal, Narendra Nagar, to the petitioner regarding fixation of his pay.

2. The claim petition is supported by the affidavit of the petitioner. Relevant documents have been filed along with the same.

3. Earlier Claim Petition No.31/SB/2024, Sri Ramesh Dutt Dobhal vs. State of Uttarakhand and another was decided by the Tribunal *vide* judgment and order dated 26.04.2025. When the order dated 26.04.2024 was not complied with by the respondents, the petitioner filed execution petition No. 25/SB/2024 and Contempt Petition No. C-01/DB/2025 before the Tribunal, which were disposed of by the Tribunal *vide* orders dated 17.09.2024 and 17.01.2025, respectively, which form part of record.

4. Whereas Ld. Counsel for the petitioner submitted that pay fixation of the petitioner has erroneously been done, Ld. A.P.O. defended the departmental action by submitting that the petitioner was given the benefit of the ACP in grade pay Rs.6600/- and at that time benefit of increment was given to him, but he was actually promoted on this post in lower pay scale of grade pay Rs.5400/- in the year 2011. He, therefore, will not get increment at that time. No benefit of increment is admissible on promotion as per Para 2 of G.O. No. 729 dated 29.10.2010 of the Finance Department, Govt. of Uttarakhand.

5. Ld. Counsel for the petitioner submitted that the pay fixation, as conveyed to the petitioner by the Finance and Accounts Officer, School Education, Tehri Garhwal, Narendra Nagar, requires to be examined by a finance expert, therefore, a direction be given to the Director, Finance Services, Uttarakhand, to re-examine the same in a time bound manner, after hearing the petitioner. Ld. A.P.O. has no objection if the petition is disposed of by directing the Director, Finance Services, Uttarakhand, to re-examine the pay fixation of the petitioner, as per law.

6. The claim petition is disposed of, at the admission stage, with the consent of Ld. Counsel for the parties, by directing Director, Finance Services, Uttarakhand, to re-examine the pay fixation of the petitioner in the light of relevant financial provisions and Government Orders, as expeditiously as possible and without unreasonable delay, keeping in view the fact that the petitioner is 65 years old retired Principal of Govt. Inter College.

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: JUNE 12, 2025.
DEHRADUN

VM