BEFORE THE UTTARAKHAND PUBLIC SERVICES TRIBUNAL AT DEHRADUN

CLAIM PETITION NO. 88/SB/2025

Ranveer Singh Panwar, aged about 61 years, s/o Late Sri Jai Singh Panwar, r/o Tea Estate, Banjarawala, lane No. 8, Shivpuri (Banjarawala) Dehradun, Uttarakhand.

……Petitioner

vs.

1. The State Uttarakhand through Secretary, Ayush and Ayush Education, Secretariat, Subhash Road, Dehradun.
2. Director, Directorate of Ayurvedic & Unani Service, Uttarakhand, Dehradun.
3. Head of the Department, Finance, Directorate of Ayurvedic & Unani Service, Uttarakhand, Dehradun.

..…Respondents

Present: Sri Saurabh Kumar , Advocate, for the petitioner.
Sri V.P. Devrani, A.P.O. for Respondents.

JUDGMENT

DATED: JULY 10, 2025

Justice U.C.Dhyani (Oral)

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

> *"I. Issue order, rule, declaration or direction directing the respondents to pay full salary and admissible allowances to the petitioner for the entire period of suspension, in accordance with Rule 54 and 54-ख of the Fundamental Rules and relevant Government Orders.*
>
> *II. To direct the respondents to release the full amount of pension and gratuity to the petitioner, which has been arbitrarily and without any cogent reasoning withheld by the respondents,*

thereby violating the petitioner's vested service rights and constitutional protections;

III. Direct the respondents to release the remaining amount of earned leave encashment, i.e., encashment for the balance of 150 days (out of total 300 days), which has been arbitrarily withheld, despite the fact that the petitioner retired on attaining the age of superannuation.

IV. Pass such other or further orders which this Hon'ble Tribunal may deem just and proper in the facts and circumstances of the case.

V. To award the cost of petition."

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

3. Description of reliefs, which has been mentioned above, will itself reveal the nature of the petition and related dispute between the parties. Petitioner has retired as Chief Pharmacist, who was working under the respondent department before his superannuation on 29.02.2024. Before that, a case of corruption was instituted by the Vigilance Department, in which he was put under suspension and went to jail. As stated by Sri Saurabh Kumar, Ld. Counsel for the petitioner, he was bailed out under the orders of the Hon'ble Court. Trial under the Prevention of Corruption Act is pending in the Court of competent jurisdiction against the petitioner.

4. Ld. Counsel for the petitioner submitted that the petitioner has not been given full salary of the suspension period. He has been released only 150 days' leave encashment and has not been released pension and gratuity. He claims that the respondent department should pay all the retiral dues to the petitioner.

5. Ld. Counsel for the petitioner submitted that petitioner will make a representation to Director, Ayurvedic & Unani Service, Uttarakhand, Dehradun, Respondent No.2, for redressal of his grievances. He submitted that Respondent No.2 may kindly be directed to decide the representation of the petitioner in a time bound manner, as per law. Ld. A.P.O. has no objection to such innocuous prayer of Ld. Counsel for the petitioner.

6. The claim petition is disposed of, at the admission stage, by directing Respondent No.2, to decide the representation of the petitioner by a reasoned and speaking order, in accordance with law, as expeditiously as possible, preferably within 12 weeks of presentation of certified copy of this order, along with representation, enclosing the documents in support thereof. No order as to costs.

7. Rival contentions are left open.

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: JULY 10, 2025.
DEHRADUN

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