

**BEFORE THE UTTARAKHAND PUBLIC SERVICES TRIBUNAL
BENCH AT NAINITAL**

Through audio conferencing

Present: Hon'ble Mr. Justice U.C.Dhyani

----- Chairman

Hon'ble Mr. Rajeev Gupta

-----Vice Chairman (A)

EXECUTION PETITION NO. 04/DB/2021

(Arising out of the judgment dated 27.07.2021
passed in Claim Petition No. 53/NB/DB/2021)

Angad Singh, aged about 61 years, s/o Shri Shahjad Singh, Assistant Engineer,
Minor Irrigation, Sub Division, Rudrapur-District Udham Singh Nagar.

.....Petitioner-executioner

vs.

State of Uttarakhand through Secretary, Minor Irrigation, Government of
Uttarakhand, Dehradun & others.

.....Respondents

Present: Shri Sanjay Bhatt & Sri Prem Prakash Bhatt, Advocates,
for the Petitioner-executioner.

Shri Kishor Kumar, A.P.O., for the Respondents No. 1 & 2.

JUDGMENT

DATED: OCTOBER 20, 2021

Justice U.C.Dhyani (Oral)

Present execution petition has been filed by the petitioner-executioner, feeling aggrieved against non-compliance of order dated 27.07.2021, passed by this Tribunal in Claim Petition No. 53/NB/DB/2021.

2. The order sought to be executed is being reproduced herein below for convenience:

“Claim petition is, accordingly, disposed of, at the admission stage, by directing Respondent No.1, to decide pending representation dated 24.08.2020 (Annexure: A9) of the petitioner, by a reasoned and speaking order, in accordance with law, at an earliest possible, but not later than 10 weeks of presentation of certified copy of this order along with copy of representation dated 24.08.2020 (Annexure: A9).”

3. Ld. Counsel for the petitioner-executioner submitted that despite service of certified copy of the judgment and order dated 27.07.2021 passed by this Tribunal along with application/representation dated 24.08.2020 in the office of the Respondent no. 1 on 02.08.2021 by Registered Post for necessary information and action thereon, his representation has not been decided and thereby the order of the Tribunal has not been complied with.

4. It is the submission of learned counsel for the petitioner-executioner that the casual approach on the part of respondents-opposite parties should not be tolerated and strict action should be initiated against them.

5. This Tribunal, therefore, instead of issuing notices to the respondents, reiterates the order dated 27.07.2021, passed by this Tribunal in Claim Petition No.53/NB/DB/2021 and directs the authorities concerned to comply with the same without further delay, failing which, the respondents may be liable to face appropriate action under the Contempt of Courts Act.

6. Petitioner-executioner is directed to send copies of this order, as also the order dated 27.07.2021, to the authorities concerned, within a fortnight, to remind them that a duty was cast upon them to do something, which has not been done. The same should be done now, at an earliest possible, without unreasonable delay.

7. The execution petition is, accordingly, disposed of at the admission stage.

8. Let this order be uploaded on the Website of the Tribunal at the earliest.

(RAJEEV GUPTA)
VICE CHAIRMAN (A)

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: OCTOBER 20, 2021.

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