

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

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

----- Chairman

Hon'ble Mr. Arun Singh Rawat

----- Vice Chairman (A)

CLAIM PETITION NO. 101/DB/2025

Mrs. Beena Devi, w/o Late Sub-Inspector Rajneesh Goswami, r/o
Butola Village, Gabni Gaon, P.O. Chandrapuri, District Rudrapur.

.....**Petitioner**

vs.

1. State of Uttarakhand through Secretary, Home, Govt. of Uttarakhand, Secretariat, 4-Subhash Road, Dehradun.
2. The Director General of Police, 12 Subhash Road, Police Headquarters, Uttarakhand, Dehradun.
3. Inspector General of Police, 12 Subhash Road, Police Headquarters, Uttarakhand, Dehradun.
4. Superintendent of Police, Chamoli, Police Office Gopeshwar, Chamoli, Uttarakhand.
5. Additional Superintendent of Police- Budget, Police Headquarters, Uttarakhand.

.....**Respondents**

Present: Ms. Anushka Rawat(online) & Sri Hardik Rawat,
Advocates, for the petitioner.
Sri V.P. Devrani, A.P.O. for the State Respondents.

JUDGMENT

DATED: SEPTEMBER 24, 2025.

Justice U.C. Dhyani (Oral)

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

I. 1. To quash the Order dated 19.11.2024 passed by Respondent No. 4, rejecting the Claimant's representation for the grant of extraordinary pension under the Uttarakhand Police (Extraordinary Pension) Rules, 1964, in violation of applicable laws and established precedents.

II. To direct the Respondents to immediately grant extraordinary pension and the award gratuity to the Claimant, in accordance with the Uttarakhand Police (Extraordinary Pension) Rules, 1964, as amended, recognizing the tragic death of her husband during official duty, including all arrears and due amounts.

III. To direct the Respondents to calculate and disburse the pension and gratuity in accordance with the emoluments last drawn by the deceased, including dearness allowance, and ensure that the Claimant receives the appropriate amount of pension benefits, including arrears with interest at the rate of 9% per annum, or higher as this Hon'ble Tribunal deems fit in light of principles of Natural Justice and as per the holding of the courts.

IV. To direct the Respondents to grant all other entitlements, including any applicable increments, as per the Uttarakhand Police (Extraordinary Pension) Rules and related provisions, ensuring that the Claimant is provided full relief.

V. To grant any other relief or direction deemed just and proper by this Hon'ble Tribunal to meet the ends of justice.”

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

3. Petitioner is legally wedded wife of late Sub-Inspector Rajneesh Goswami. Sri Goswami was posted at Joshimath Police Station, District Chamoli. He went missing on duty on 19.09.2010. He was subsequently declared legally dead *vide* order dated 13.04.2018 of Learned Civil Judge (SD), Rudraprayag.

4. Petitioner moved an application to Director General of Police for extraordinary pension. Inspector General of Police, directed S.P. Chamoli *vide* letter dated 21.08.2020 to re-examine the matter in the light of Govt. Orders and inform the wife of Late S.I. Rajneesh Goswami. It appears that no final decision has yet been taken on the same.

5. Sri Hardik Rawat, Ld. Counsel for the petitioner submitted that Uttar Pradesh Police (Extraordinary Pension) Rules, 1961, read with Rules of 1975 (Copy: Annexure- A 8) are applicable to the petitioner. In reply, Ld. A.P.O. submitted that the Home Department-7, Government of Uttarakhand has framed its own Rules, known as Uttarakhand Police (Extraordinary Pension) (Amendment) Rules, 1918 (Copy: Annexure- A 8 *colly*). The tone and tenor of Uttar Pradesh Rules and Uttarakhand Rules, it appears is the same.

6. Ld. Counsel for the petitioner submitted that Respondents No. 1 & 2 be directed to consider petitioner's prayer in the light of the Rules, governing the field, at an early date, to mitigate the hardship of the petitioner. Ld. A.P.O. has no objection to such innocuous prayer of Ld. Counsel for the petitioner.

7. The claim petition is disposed of, at the admission stage, with the consent of Ld. Counsel for the parties, by directing Respondents No. 2 & 3, to consider the prayer of the petitioner in the light of the Rules governing the field, as expeditiously as possible, and without unreasonable delay on presentation of certified copy of this order, along with copy of representation, enclosing the documents in support thereof. No order as to costs.

8. Rival contentions are left open.

(ARUN SINGH RAWAT)
VICE CHAIRMAN (A)

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: SEPTEMBER 24, 2025
DEHRADUN