

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

**CLAIM PETITION NO. 118/SB/2025**

Sri Dev Kumar Jain, aged about 41 years, s/o Sri Nemi Kumar Jain, r/o  
New Pahari Colony, Bazpur, District Udham Singh Nagar.

**.....Petitioner**

**VS.**

1. State of Uttarakhand, through Secretary, Primary Education, Nanor Khera, Civil Secretariat, Dehradun.
2. Director, Primary Education, Garhwal Mandal, Pauri, District Pauri Garhwal.
3. Chief Education Officer, Primary Education, Uttarkashi.

**.....Respondents**

Present: Sri Dushyant Mainali , Advocate, for the petitioner. (online)  
Sri V.P. Devrani, A.P.O. for Respondents.

**JUDGMENT**

**DATED: SEPTEMBER 17, 2025**

**Justice U.C.Dhyani (Oral)**

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

*“i. To issue directions to the respondents to pay the petitioner salary of the post of Headmaster w.e.f. 22.12.2017 i.e, the date when the petitioner took charge of officiating Headmaster of Government Primary School Pindki, Development Block Naugaon, District Uttarkashi with all consequential benefits; with further direction to continue to pay the petitioner salary of the said post, month by month, till the regular appointment on the post of*

*Headmaster in Government Primary School Pindki, Development Block Naugaon, District Uttarkashi is made.*

*ii. Issue any other or further direction which this Hon'ble Tribunal may deem fit and proper in the circumstances of the case.*

*iii. To award the cost of the petition in favor of the petitioner.”*

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

3. Petitioner was initially appointed as Assistant Teacher in Government Primary School, Pindki, Development Block Naugaon, on 22.07.2016. On 22.12.2017, petitioner took over the charge of Headmaster in Govt. Upper Primary School, Pindki, being the senior most Teacher and since then he is performing all the duties and functions of full-time Headmaster in Govt. Upper Primary School, Pindki. Sri Dushyant Mainali, Ld. Counsel for the petitioner submitted that despite the fact that the, petitioner is discharging all the duties and functions of Headmaster in Govt. Upper Primary School, Pindki , he is not being given all the service benefits including the salary of the post of full-time Headmaster.

4. The sole contention of Ld. Counsel for the petitioner is that the petitioner has submitted a representation to Respondent No.3 on 04.09.2024 in connection with his service benefits, which may kindly be directed to be decided by the said respondent by a reasoned and speaking order, as per law. (Copy of representation: Annexure- 4). The facts have been mentioned in the representation itself.

5. Ld. A.P.O. has no objection to such innocuous prayer of Ld. Counsel for the petitioner, if a direction is given by the Tribunal to Respondent No.3 to decide pending representation 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 Respondent No.3, to decide the representation of the petitioner by a reasoned and speaking order, in accordance with law, 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.

7. Rival contentions are left open.

**(JUSTICE U.C.DHYANI)**  
CHAIRMAN

*DATE: SEPTEMBER 17, 2025.*  
*DEHRADUN*

*VM*