

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

EXECUTION PETITION NO. 25/SB/2025

(*Arising out of judgment dated 01.05.2025,
passed in Claim petition No. 48/SB/2025*)

Smt. Neelima Sharma, w/o Sri Ved Prakash Sharma, Address- 253, Sarathi Vihar, Haridwar Road, Dehradun.

.....Petitioner /applicant

vs.

1. Managing Director/Commissioner, Uttarakhand Road Transport Corporation, 2nd Floor, Parivahan Bhawan Kulhan, Shastradhara Road, Dehradun (U.K)-248001.
2. Financial Controller, Uttarkhand Road Transport Corporation, 2nd Floor, Parivahan Bhawan, Kulhan, Shastradhara Road, Dehradun - 248001.
3. General Manager (Admin & Karmik), Uttarkhand Road Transport Corporation, 2nd Floor, Parivahan Bhawan, Kulhan, Shastradhara Road, Dehradun 248001.
4. Deputy-General Manager (Legal), Uttarkhand Road Transport Corporation, 2nd Floor, Parivahan Bhawan, Kulhan, Shastradhara Road, Dehradun - 248001.

..... Respondents

Present: Sri Rohit Srivastava, Advocate, for the petitioner-applicant.*(online)*
Sri V.P.Devrani, A.P.O., for the Respondent No.1.
Sri Vaibhav Jain, Advocate, for Uttarakhand Transport Corporation.

JUDGMENT

DATED: DECEMBER 24, 2025

Justice U.C.Dhyani (Oral)

Present execution application has been filed on behalf of petitioner-applicant for securing compliance of order dated 01.05.2025, passed by the Tribunal in Claim Petition No. 48/SB/2025,

Smt. Neelima Sharma vs. State of Uttarakhand and others. Relevant paragraphs of the said judgement read as under:

“3. It is the submission of learned Counsel for the petitioner that retiral dues have although been paid to the petitioner but interest on delayed payment of such retiral dues remains unpaid. He further submitted that present claim petition has been filed only for interest on delayed payment of retiral dues.

4. Sri Vaibhav Jain, learned Counsel for Uttarakhand Transport Corporation submitted that if the petitioner is found entitled to interest, as per law, then the same shall be paid to her in the light of decision rendered by Hon'ble High Court of Uttarakhand WPSS No. 1593/2021, Balam Singh Aswal vs. Managing Director and others and connected writ petitions, which has been affirmed by the Division Bench of Hon'ble High Court in Special Appeal No. 245/ 2022, Managing Director, Uttarakhand Transport Corporation, Dehradun and others vs. Ashok Kumar Saxena and connected Special Appeals.

5. Executing Court cannot travel beyond decree or decision given earlier. Executing Court is only for the sake of executing the earlier order and cannot travel beyond that.

6. The claim petition is disposed of, at the admission stage, with the consent of learned Counsel for the parties, by directing respondent-Corporation that if the petitioner is found entitled to interest on delayed payment of retiral dues as per mentioned decision rendered by the Hon'ble High Court on the basis of which this Tribunal has decided the earlier claim petitions.”

2. The execution application is supported by the affidavit of Smt. Neelima Sharma, petitioner/applicant.

3. It is the submission of Sri Rohit Srivastava, learned Counsel for the petitioner, that despite service of order dated 01.05.2025, passed by the Tribunal in claim petition no. 48/SB/2025, pending representation of the petitioner has not been decided as yet. Approximately eight months have elapsed since then.

4. Sri Vaibhav Jain, Ld. Counsel for Uttarakhand Transport Corporation, on seeking instructions, submitted that the representation of the petitioner shall be decided by the competent authority, at the earliest possible, as per law.

5. The Tribunal takes note of the above statement of Sri Vaibhav Jain, Ld. Counsel for Uttarakhand Transport Corporation.

6. In the circumstances, it will be of no use keeping the execution application pending.

7. The execution application is disposed of, with the consent of learned Counsel for the parties, by serving a reminder to the authority concerned to decide pending representation of the petitioner within four weeks of service of this order along with copy of the representation upon the authority concerned. The petitioner may file documents in support of her representation.

(ARUN SINGH RAWAT)
VICE CHAIRMAN (A)

(JUSTICE U.C.DHYANI)
CHAIRMAN

DATE: DECEMBER 24, 2025.
DEHRADUN

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