

**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. 131/SB/2025

Sri Vijayveer Singh, aged about 61 years, s/o Late Sri Ram Prasad Singh, retired Assistant Cashier, ISBT New Delhi, Uttarakhand Transport Corporation, r/o Subodhnagar Madeyabadawala, Amroha, U.P..

.....Petitioner

vs.

1. State of Uttarakhand through Secretary, Transport, Government of Uttarakhand, Secretariat, Subhash Road, Dehradun.
2. Managing Director, Uttarakhand Transport Corporation, Transport Office Kulhan, Dehradun.
3. Divisional General Manager, Uttarakhand Transport Corporation, ISBT, New Delhi.

.....Respondents

Present: Sri L.K.Maithani & Sri R.C.Raturi, Advocates, for the petitioner.

Sri V.P.Devrani, A.P.O., for Respondent No.1.

Sri Vaibhav Jain, Advocate, for Respondents No. 2 & 3 (online).

JUDGMENT

DATED: FEBRUARY 06, 2026.

Justice U.C. Dhyani (Oral)

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

"a) To issue an order or direction to the concerned respondents to sanction and pay the amount of leave encashment of Rs. 8,81,840/- with interest @ 10% per annum since the date of retirement upto the date of actual payment.

b) To issue any other suitable order or direction which this Hon'ble Tribunal may deem fit and proper in the circumstances of the case.

c) To award the cost of the petition to the petitioner."

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

3. Claim petition has been contested on behalf of respondents. C.A. has been filed by Sri Suresh Singh Chauhan, Divisional Manager (operation), Uttarakhand Transport Corporation, Dehradun on behalf of Respondent Corporation. Material facts contained in the claim petition have been controverted by the respondents.

4. It is the submission of Ld. Counsel for the petitioner that all the retiral dues of the petitioner have been paid on 14.11.2025. Petitioner retired on 31.08.2024. Petitioner is claiming only interest on delayed payment of retiral dues, in this claim petition.

5. Although, Sri Vaibhav Jain, Ld. Counsel for Respondent Corporation submitted that the petitioner is not entitled to interest on delayed payment, but the Tribunal, while considering the facts of the case, deems it proper to award interest to the petitioner on delayed payment of retiral dues in view of the decisions rendered by Hon'ble Apex Court in S.K.Dua vs. State of Haryana and Another (2008)1 Supreme Court Cases (L&S) 563 and in Civil Appeal No. 7113 of 2014, D.D. Tiwari (D) vs. Uttar Haryana Bijli Vitran Nigam Ltd. & Others, 2014 (5) SLR 721.

6. The next question is, what should be the rate of interest on delayed payment of such retiral dues?

7. The Government of Uttarakhand itself has issued a Govt. Order on 10.08.2004 that the amount of interest on delayed payment of pension and gratuity shall be the prevalent rate of interest of GPF. It is

not in dispute that the Uttarakhand Transport Corporation has not adopted such G.O.

8. The claim petition is disposed of, by directing the Respondent Corporation to pay interest to the petitioner on delayed payment of retiral dues from 31.08.2024 (date of retirement) to 14.11.2025 (date of payment of retiral dues). The rate of interest shall be the prevalent rate of interest of GPF in view of G.O. dated 10.08.2004.

(ARUN SINGH RAWAT)
VICE CHAIRMAN (A)

(JUSTICE U.C.DHYANI)
CHAIRMAN

*DATE: FEBRUARY 06, 2026
DEHRADUN*

VM