

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

Present: Hon'ble Mr. Rajendra Singh

----- Acting Chairman

Hon'ble Mr. Arun Singh Rawat

-----Vice Chairman (A)

**CLAIM PETITION NO. 53/SB/2026**

Sri Khushal Singh aged about 43 years, s/o Sri Madan Singh, Review Officer, Uttarakhand Secretariat, at present working and posted in the office of Hon'ble Chief Minister, Uttarakhand, Dehradun.

**.....Petitioner**

**VS.**

State of Uttarakhand through Secretary, Secretariat Administration Department, Government of Uttarakhand, Subhash Road, Secretariat, Dehradun.

**.....Respondents**

Present: Sri L.K.Maithani, Advocate, for the petitioner.  
Sri V.P.Devrani, A.P.O., for Respondent.

**JUDGMENT**

**DATED: APRIL 20, 2026**

**Sri Arun Singh Rawat, Vice Chairman (A)**

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

*"a) To issue an order or direction to the respondent no. 1 to review or modify the office order dated 09.04.2025 and also sanction and count*

*the previous / past service of the petitioner rendered in the IRB / Police Department of Uttarakhand Government in his present service for the grant of all service benefits under the old pension scheme as granted to the similarly situated employees of the department / State with all consequential benefits of service.*

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

3. The petitioner was first appointed as a Constable in the India Reserve Battalion in 2005 after a proper recruitment process. During his service, he applied for another Government job and was selected as a Junior Assistant in the Commercial Tax Department in 2008. Petitioner joined the new post in February 2009.

4. Later, the petitioner again applied and passed the exam for the post of Review Officer in the Uttarakhand Secretariat and joined the service as Review Officer on 12.01.2012, after obtaining the required NOC from the Commercial Tax Department.

5. In 2023, the Government introduced a policy allowing certain employees to opt for the Old Pension Scheme if their recruitment process had started before 01.10.2005. Although some of his past service (as Junior Assistant) was counted for benefits, his earlier service in the police department was not considered. As a result, he was denied the benefit of the Old Pension Scheme, unlike other similarly placed employees.

6. Ld. Counsel for the petitioner submitted that petitioner will make a representation to the respondent authority regarding his grievance. He prayed that a direction may kindly be given to the respondent authority to decide the representation of the petitioner, by a reasoned and speaking order, in accordance with law.

7. Ld. A.P.O, has no objection to such innocuous prayer of Ld. Counsel for the petitioner, if a direction is given to the authority concerned to decide the representation of the petitioner, as per rules.

8. The claim petition is disposed of, at the admission stage, with the consent of Ld. Counsel for the parties, by directing the Secretary to the Government in the Secretariat Administration Department, Uttarakhand, Dehradun, to decide the representation of the petitioner, in accordance with law, as expeditiously as possible, but not later than eight weeks of presentation of certified copy of this order along with representation, enclosing the documents in support thereof.

9. Rival contentions are left open.

**(RAJENDRA SINGH)**  
ACTING CHAIRMAN

**(ARUN SINGH RAWAT)**  
VICE CHAIRMAN (A)

*DATE: APRIL 20, 2026.*  
*DEHRADUN*

*VM*