

**BEFORE THE UTTARAKHAND PUBLIC SERVICES TRIBUNAL
BENCH AT NAINITAL**

Present: Hon'ble Mr. Rajendra Singh

-----Acting Chairman

Hon'ble Mr. A.S.Rawat

-----Vice Chairman (A)

CLAIM PETITION NO. 17/NB/DB/2026

Bijay Kumar, aged about 53 years, s/o Late Sri Madan Prasad, r/o Ved Bandhu Vihar, Manpur West, behind Gaushala, Rampur Road, Haldwani, Nainital-263139.

.....**Petitioner**

Vs.

1. State of Uttarakhand through Secretary, Medical Education, 4 Subhash Road, Civil Secretariat, Dehradun District Dehradun.
2. Director, Directorate of Medical Education, 107, Chander Nagar, Dehradun, District Dehradun.
3. Principal, Govt. Medical College, Haldwani, through its Dean.

.....**Respondents**

Present: Sri Piyush Tiwari, Advocate for the Petitioner
Sri Kishore Kumar, A.P.O., for the State respondents

JUDGMENT

DATED: MAY 20, 2026

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

“(i) To direct the respondents to appoint/adjust the petitioner on the post of Audiometry Technician in accordance with his qualification in deceased dependent quota under dying in harness rules and grant all consequential benefits, including seniority and pay fixation.

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

“(iii) To allow the petition with cost.”

Heard learned Counsel for the petitioner and learned A.P.O.

It is the submission of learned Counsel for the petitioner that

the petitioner's wife was regularly working on the post of Audiometry Technician in the ENT Department of Govt. Medical College, Haldwani, who died suddenly due to cardiac arrest leaving behind the petitioner and two minor sons, thereby placing the responsibility of the family upon the petitioner. The department issued the letter dated 14.01.2023 proposing appointment of the petitioner in the clerical cadre, whereas the petitioner is qualified to be an Audiometry Technician. The petitioner has to accept the appointment on the post of Store Keeper-cum-Clerk-cum-Computer Operator in the State Cancer Institute. The petitioner possesses the professional qualification of DHLS, which is requisite qualification for the post of Audiometry Technician. The petitioner applied for appointment under the deceased dependent quota through proper channel for this post. Learned Counsel for the petitioner submitted that the petitioner has already moved representation dated 19.12.2025 (Annexure No. 1) to the respondent no. 3 (Principal, Govt. Medical College, Haldwani), which is pending for consideration. He prayed that the respondent no. 3 may be directed to decide his representation within a limited time frame. Learned A.P.O. has no objection to such innocuous prayer of learned Counsel for the petitioner.

In view of the above, the Tribunal directs respondent no. 3 to decide the pending representation dated 19.12.2025 (Annexure No.1) of the petitioner, within a period of six weeks of production of certified copy of this order, by a reasoned and speaking order.

With the above directions, the claim petition is disposed of, at the admission stage. No order as to costs.

(A.S.RAWAT)
VICE CHAIRMAN (A)

(RAJENDRA SINGH)
ACTING CHAIRMAN

DATE: MAY 20, 2026
DEHRADUN
KNP