

**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. 13/DB/2021

Sri Mahabir Vikram Singh, aged about 47 years, s/o Late Sri Maharaj Singh,
Gram Vikas Adhikari, Vikas Khand Rajpur, Dehradun, r/o Vivekanand Gram-
II, lane No. 6, P.O. Badripur (I.I.P.) Dehradun.

.....Petitioner

VS.

1. State of Uttarakhand through Secretary, Gram Vibhag Anubhag, Govt. of Uttarakhand, Secretariat, Dehradun.
2. The Commissioner (Rural Development), Office of the Commissioner Gram Vikas, Uttarakhand Pauri.
3. Zila Vikas Adhikari Dehradun.
4. Shri Yogendra Singh Negi, Pauri
5. Shri Tribhuvanlal Bharti, Pauri.
6. Smt. Hemanti Kala, Dehradun.
7. Smt. Rani Pant, Dehradun.
8. Shri Roshan Lal, Tehri.
9. Smt. Renu Bisht, Nainital.
10. Smt, Subhasini, Udhamsingh Nagar.
11. Shri Shiv Singh Bhandari, Pauri (574).
12. Shri Suresh Chandra Pant, Bageshwar.
13. Shri Virendra Singh Aswal, Tehri.
14. Shri Pawan Singh Saini, Haridwar (629).
15. Shri Arjun Singh, Uttarkashi.
16. Shri Chintaram Arya, Nainital.
17. Shri Manish Prasad Kukreti, Dehradun.
18. Shri Manoj Kothari, Dehradun (593).
19. Shri Khilanand Sharma Udhamsingh Nagar (619).
20. Shri Vijay Prasad, Chamoli.

21. Shri Surya Prakash Shah, Rudra Prayag.
22. Shri Arun Kumar Bhatt, Dehradun.
23. Shri Jagendra Singh Rana, Dehradun.
24. Shri Mohan Prasad Joshi, Chamoli (611).
25. Shri Chandra Prakash Balooni, Pauri (630).
26. Shri Ramesh Chandra Joshi-III, Nainital.
27. Shri Keshar Singh Bisht, Almora.
28. Shri Sudhir Singh Negi, Udham Singh Nagar (581).
29. Shri Jitendra Singh, Pauri (595).
30. Shri Anand Swarup, Pithoragarh (631).
31. Shri Sheeshpal, Uttarkashi.
32. Shri Tanbeer Asgar, Nainital.
33. Shri Bhagwan Singh Bisht, Almora.
34. Shri Jagdish Chandra Pant, Pithoragarh.
35. Shri Rajendra Singh Bisht, Dehradun (632).
36. Shri Ganga Prasad Lakheda, Haridwar.
37. Shri Kailash Chandra Ramola, Uttarkashi.
38. Shri Vileshwar Pant, Chamoli.
39. Shri Dinesh Singh Negi, Pauri (639).
40. Shri Bheem Singh Negi, Almora.
41. Shri Mahabeer Singh, Uttarkashi.
42. Shri Pankaj Khanna, Dehradun.
43. Shri Mahesh Chandra Gangwar, Udham Singh Nagar.

....Respondents.

Present: Dr. N.K.Pant, Advocate, for the petitioner.
Sri V.P.Devrani, A.P.O., for Respondents No. 1 & 2.
Sri Bhagwat Mehra, Advocate, for Respondents No. 6, 8, 9, 10,
12-24, 28, 30, 31, 34-38, 41 & 43.(online)

JUDGMENT

DATED: MAY 26, 2026

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

“ (i) To issue an order or direction to promote the petitioner on the post of Sahayak Khand Vikas Adhikari from the post of Gram Vikas Adhikari from the date when their juniors were promoted.

(ii) To issue an order and direction to the Respondents to grant all the promotions from the post of Sahayak Khand Vikas Adhikari to Khand Vikas Adhikari and further Khand Vikas Adhikari, Zila Vikas Adhikari and Asstt. Project Director subsequently A.P.D. further promotion when the juniors of the petitioner were promoted on the said post.

(iii) To direct the respondent to grant all the promotion to the petitioner when their Juniors were promoted time to time on various posts along with all the financial benefits with interest as per Provision.

(iv) Any other relief which the Hon'ble Court may deem fit and proper in the circumstances of the case.”

2. Facts, in brief of the claim petitioner are that, the petitioner was appointed as Gram Vikas Adhikari after successfully completing the prescribed two years' training on 16.08.1995 and, accordingly, his appointment was rightly treated effective from 17.08.1995 through the amended order dated 25.05.1998. The petitioner asserts that in the original seniority list issued in 1999, he was placed above several private respondents who were admittedly junior to him. However, in the subsequent seniority list issued in 2010, the names of those juniors were illegally placed above the petitioner in violation of Section 73 of the U.P. Reorganization Act, 2000. It is further alleged that the said seniority list was finalized without circulation of any provisional list and without inviting objections from affected employees.

2.1 The petitioner further submitted that despite submitting representations before the Departmental Promotion Committee, his claim was ignored and his juniors were promoted to the posts of Sahayak Khand Vikas Adhikari and further higher posts. Aggrieved by the denial of promotion and wrongful disturbance of his seniority, the petitioner has filed the present claim petition seeking restoration of his rightful seniority and promotion from the dates on which his juniors were promoted, along with all consequential service benefits and further promotional advantages

3. Counter Affidavits have been filed on behalf of respondents.
4. During course of the arguments, Ld. Counsel for the petitioner submitted that petitioner had submitted representation dated 17.07.2020 (Annexure: A 3) to Respondent No.2, against the impugned order dated 10.06.2020, which has not been decided by the said respondent and no response has been given on that. Further, Ld. Counsel for the petitioner confined his prayer to the extent that Respondent No. 2 may kindly be directed to decide petitioner's representation dated 17.07.2020, in accordance with law, at the earliest.
5. Ld. A.P.O. as well as Ld. Counsel for private respondents have no objection if a direction is given to the concerned authority to decide the representation of the petitioner, as per Rule.
6. The claim petition is disposed of, with the consent of Ld. Counsel for the parties, by directing Respondent No.2, to decide the representation of the petitioner dated 17.07.2020, after affording an opportunity of personal hearing to the petitioner, by a reasoned and speaking order, in accordance with law, within three months on presentation of certified copy of this order along with copy of representation, enclosing the documents in support thereof.
7. It is made clear that the Tribunal has not expressed any opinion on the merits of the case. Claim petition is disposed of accordingly. File be consigned to the record room.

(ARUN SINGH RAWAT)
VICE CHAIRMAN (A)

(RAJENDRA SINGH)
ACTING CHAIRMAN

DATE: MAY 26, 2026.
DEHRADUN

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