

**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. 78/DB/2026

Sri Manoj Prasad s/o Sri Ramesh Prasad, r/o Gali No. 1, Suman Vihar, Near Mobile Tower Bapu Gram, Rishikesh, Virbhadra, Uttarakhand.

.....Petitioner

VS.

1. State of Uttarakhand through Principal Secretary, Department of Home Affairs, Government of Uttarakhand, Secretariat, Dehradun.
2. The Director General of Police, Uttarakhand, Uttarakhand Police Headquarters, Dehradun, Uttarakhand.
3. Inspector General of Police, Intelligence and Security Headquarters, Dehradun, Uttarakhand.

.....Respondents

Present: Sri Navdeep Kumar Sharma, Advocate, for the petitioner.
Sri V.P.Devrani, A.P.O., for State Respondent.

JUDGMENT

DATED: JULY 17, 2026

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

“(i)To pass an order or direction to the respondents, particularly Respondent No.3, to immediately allocate Intelligence Cadre to the Petitioner via transfer/posting.

ii. To pass an order or direction directing the Respondents to calculate and release the entire arrears of the 30% Special Allowance due to the Petitioner from the date of entitlement/allocation i.e. 09.11.2022 till the date of actual integration, along with an interest of 12 percent per annum.

iii. Pass any other order(s) or direction(s) which this Hon'ble Tribunal may deem fit and just.”

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

3. The petitioner was appointed as a Constable (M) under the Deceased Dependent Services Rules and was later promoted to Additional Sub-Inspector (M). He is presently posted in District Rudraprayag. In March 2022, the Director General of Police issued directions to implement the decisions of the Police Establishment Committee regarding personnel appointed under the Deceased Dependent Quota. It was decided that such personnel would have to qualify an Open Competitive Examination for inclusion in the regular cadre, after which their seniority would be considered from the date of their initial appointment. Thereafter, letters were issued fixing the examination schedule and inviting eligible personnel to exercise their choice of cadre.

4. The petitioner appeared in the examination, and after the declaration of results, he was allotted the Intelligence Cadre by order dated 02.11.2022 (Annexure No. 6). Subsequently, in the final Intelligence Cadre list dated 18.04.2023 (Annexure No. 1) his name was placed at Serial No. 7. Thereafter, by order dated 20.11.2025 (Annexure No. 7), the petitioner, along with other personnel, was promoted from Constable (M) to Additional Sub-Inspector (M), with a direction that separate transfer and posting orders would be issued.

5. According to the petitioner, despite the cadre allocation and subsequent promotion, the respondents have failed to grant him actual posting in the Intelligence Cadre for more than four years. He contends that this unexplained administrative delay is arbitrary and has

deprived him of the 30% Special Allowance payable to personnel posted in the Intelligence Cadre (Annexure No. 11), causing him financial loss and giving rise to the present petition.

6. Ld. Counsel for the petitioner submitted that petitioner has repeatedly submitted representations to the Respondent No.3, including last legal representation dated 08.01.2026 (Annexure: No. 8), regarding his grievance, but respondents have not paid any heed to the same. He prayed that the direction may kindly be given to the authority concerned to decide the pending representation of the petitioner, by a reasoned and speaking order, in accordance with law within the stipulated time period.

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. In view of the above, Respondent No.3, is hereby directed to decide the representation of the petitioner, by a reasoned and speaking order, in accordance with law, as expeditiously as possible, but not later than six weeks of presentation of certified copy of this order along with copy of representation, enclosing the documents in support thereof.

9. Accordingly, the claim petition is disposed of, at the admission stage.

(ARUN SINGH RAWAT)
VICE CHAIRMAN (A)

(RAJENDRA SINGH)
ACTING CHAIRMAN

DATE: JULY 17, 2026.
DEHRADUN

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