

Order

in

Review Petition NO. 11/DB /2026

Khushi Bhatt vs. State of Uttarakhand and others

Dated: 23.07.2026

Present: Sri Uttam Singh, Advocate, for the review petitioner.
Sri V.P.Devrani, A.P.O., for State Respondents.

Present review petition has been filed by the review applicants seeking review of Tribunal's order dated 01.07.2026. Relevant part of order dated 01.07.2026 reads as under:

“.....

The claim petition has been filed, inter alia, for quashing impugned letter dated 11.07.2023 whereby respondents rejected to grant share in family pension to the petitioners & to include the names of petitioners as legal heirs in service record.

Learned A.P.O. submitted that the petitioners are not government servant and "public servant" has been defined under Section 2(b) of Uttar Pradesh Public Services Tribunal Act, 1976, which is given below:

"2(b) - 'public servant' means every person in service of pay of:

- (i) the State Government; or
- (ii) a local authority not being a Cantonment Board"

Learned A.P.O. further submitted that the claim petition must be dismissed on this ground alone.

Learned Counsel for the petitioner submitted that family pension is granted on the basis of acquiring the status of widow or children becoming orphan.

On perusal of the record, it is revealed that the department is already giving family pension to Smt. Sunita Devi, who is nominee in the service book of the Sri Anil Kumar (deceased). Moreover, the petitioners are not government servant, therefore, the claim petition is not maintainable in Uttarakhand Public Services Tribunal and the appropriate remedy for the petitioners would be to approach the Civil Court for adjudication of rights.....”

There is very limited scope of review. Review application may be entertained when the review applicant is able to show

that there is error apparent on the face of record or there is clerical or arithmetical mistake or for any other sufficient reason.

Having considered the submissions of the review applicants and perused the record, this Tribunal finds that no error apparent on the face of the record has been pointed out in the order dated 01.07.2026 to review the same. The review applicants have also failed to show any clerical or arithmetical mistake or any other sufficient reason for reviewing the said order. By way of filing present review application, the review applicant seeks to reargue the claim petition, which is not permissible in law.

Accordingly, finding no merit in the review petition, the same is hereby dismissed. No order as to costs.

(ARUN SINGH RAWAT)
VICE CHAIRMAN (A)

(RAJENDRA SINGH)
ACTING CHAIRMAN

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