

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

Present: Hon'ble Mr. Justice U.C. Dhyani

----- Chairman

Hon'ble Mr. A.S. Rawat

----- Vice Chairman (A)

EXECUTION APPLICATION NO. 24/ DB/2025

*(Arising out of judgment dated 08.07.2025,
passed in Claim Petition No. 85/DB/2025)*

Sri Jasram Singh, S/o Sri Chauhal Singh, aged about 69 years, R/o
C-3, JK Puram, Chhoti Mukhani, Haldwani, Nainital, Uttarakhand.

.....Petitioner-Executioner

versus

1. State of Uttarakhand through the Secretary, Agriculture and
Farmer Welfare, Government of Uttarakhand, State Secretariat,
Subhash Road, Dehradun.
2. Director, Agriculture, Directorate of Agriculture, Krishi Bhawan,
Nanda-ki-Chowki, Premnagar, Dehradun.

..... Respondents

Present: Sri Abhishek Chamoli, Advocate, for the Petitioner
Sri V.P. Devrani, A.P.O., for the Respondents

JUDGEMENT

Dated: 22nd December, 2025

Justice U.C. Dhyani (Oral)

Present execution application has been filed on behalf of
petitioner-applicant for securing compliance of order dated
08.07.2025, passed by the Tribunal in claim petition no.

85/DB/2025, Jasram Singh vs. State of Uttarakhand and another.

Relevant paragraphs of the said judgement read as under:

“5. Be that as it may, the fact remains that the departmental appeal of the petitioner has not yet been decided yet. The petition, in this Tribunal can be filed only when petitioner has availed all the departmental remedies available to him, in view of Section 4(6) of the Uttar Pradesh Public Services (Tribunal) Act, 1976 (as applicable to Uttarakhand).

6. At the best, what the Tribunal can do, at this stage, is to request Respondent No.1 to decide pending departmental appeal of the petitioner in a time bound manner, in accordance with law.

7. Director, Agriculture, Respondent No.2, had directed, among other things, stoppage of one increment of the petitioner with cumulative effect, vide order dated 11.08.2016 (Annexure: A-1), which are under challenge in present claim petition.

8. Ld. Counsel for the petitioner prays that a direction be given to Respondent No.1 to decide departmental appeal of the petitioner, as quickly as possible, as per law. Ld. A.P.O. has no objection to such innocuous prayer of Ld. Counsel for the petitioner.

9. The claim petition is disposed of, at the admission stage, with the consent of Ld. Counsel for the parties, by making a request to Respondent No.1, to decide pending departmental appeal of the petitioner, as expeditiously as possible and without unreasonable delay, on presentation of certified copy of this order along with copy of departmental appeal, enclosing the documents in support thereof. No order as to costs.

10. Rival Contentions are left open.”

2. The execution application is supported by the affidavit of Sri Jasram Singh, petitioner-applicant.

3. It is the submission of Sri Abhishek Chamoli, learned Counsel for the petitioner, that despite service of order dated 08.07.2025, passed in claim petition no. 85/DB/2025, the pending departmental appeal of the petitioner has not been decided, as yet. Six months have elapsed since then.

4. Learned A.P.O., on seeking instructions, submitted that the department appeal of the petitioner shall be decided by the competent authority, at the earliest possible, as per law.

5. The Tribunal takes note of the above statement of learned A.P.O.

6. It will be of no use keeping the execution application pending.

7. The execution application is disposed of, with the consent of learned Counsel for the parties, by serving a reminder to the respondent no. 1 to decide pending departmental appeal of the petitioner within four weeks of service of this order along with copy of the departmental appeal upon the said respondent. The petitioner may file documents in support of his appeal.

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

(JUSTICE U.C. DHYANI)
CHAIRMAN

DATE: 22nd December, 2024
DEHRADUN
RS