

**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. 85/DB/2026

Sishu Pal Bisht, aged about 62 years, s/o Late Sri Inder Singh Bisht, r/o Village Madhi (Umadhi) Chaurash, Near Rainbow Public School, P.O. Kilkileshwsar, District Tehri Garhwal.

.....Petitioner

VS.

1. The State of Uttarakhand through Principal Secretary, Irrigation Department, Dehradun.
2. Chief Engineer and Head of Department, Irrigation Department, Uttarakhand, Dehradun.
3. Chief Engineer, Garhwal, Irrigation Department, Uttarakhand, Dehradun.
4. Superintending Engineer, Irrigation Work Division, Srinagar Garhwal, District Pauri Garhwal.
5. Executive Engineer, PMGSY, Irrigation Division, Srinagar, District Pauri Garhwal.

.....Respondents

Present: Sri Amar Murti Shukla, Advocate, for the petitioner(online)
Sri V.P.Devrani, A.P.O., for Respondents .

JUDGMENT

DATED: AUGUST 10, 2026

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

I. To direct the respondents to pay forthwith the arrears of salary, arrears of pension, retiral dues and regular pension by calculating the same at the rate of Grade Pay of Rs. 4200/- alongwith 18% interest per annum to the claim petitioner.

II. To direct the respondents to reinstate the services of the claim petitioner alongwith all consequential benefits.**[withdrawn/deleted]**

III. To give any other relief that this Hon'ble Tribunal may deem fit and proper in the circumstances of the case.

IV. Award the cost of the petition to the petitioner.”

2. Ld. Counsel for the petitioner submitted that Relief No.2 has been typed by mistake in the present claim petition, therefore, it is being withdrawn/ deleted from the relief clause of the claim petition.

3. Ld. Counsel for the petitioner submitted that vide order dated 20.06.2023, Claim Petition No. 13/DB/2023, Shishu Pal Bisht and another vs. State of Uttarakhand and others was decided by the Tribunal, followed by reminder order dated 15.07.2024.

4. Ld. Counsel for the petitioner further submitted that on 03.11.2023 a letter from the office of Chief Engineer (Personnel, Section-2), Irrigation Department, Uttarakhand, Dehradun, was sent to the Chief Engineer (Level-II), Irrigation Department, Srinagar. In this letter Chief Engineer (Level-II), Irrigation Department, Srinagar was asked to apprise the Chief Engineer, office at Dehradun, regarding the action taken in connection of the decision rendered by the Tribunal on 20.06.2023.

5. It is also submitted by Ld. Counsel for the petitioner that on 30.08.2024 a show cause notice was issued to the petitioner to produce document or evidence, if any, in support of upgradation of the Grade Pay of Rs. 2,800/- to Rs. 4,200/- under ACP, to this office within 08 days, otherwise, you are required to show cause as to why the pay fixation order dated 23.01.2015, previously issued on the basis of Grade Pay of Rs. 2,800/-, should not be allowed to remain in force as it is.

6. In reference to the aforesaid show cause notice, petitioner submitted his reply dated 07.09.2024 (Annexure: 18) along with a representation dated 28.09.2024 (Annexure: 18 *colly*) to the Executive Engineer, PMGSY Irrigation Division-1, Srinagar, Garhwal and prayed to give him the grade pay of Rs.4200/- which was granted to him earlier.

7. Ld. Counsel for the petitioner submitted that the said representation of the petitioner is yet to be decided, he, therefore, confined his prayer to the extent that a direction may kindly be given to the authority concerned to decide the pending representation of the petitioner in accordance with law, within a stipulated period.

8. 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.

9. In view of the above, Respondent No.5, is hereby directed to decide the pending representation of the petitioner dated 28.09.2024 (Annexure: 18 *colly*), 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.

10. The claim petition is disposed of, accordingly, at the admission stage.

(ARUN SINGH RAWAT)
VICE CHAIRMAN (A)

(RAJENDRA SINGH)
ACTING CHAIRMAN

DATE: AUGUST 10, 2026.
DEHRADUN

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