

Claim Petition No. 104/DB/2026

Gulshan Kumar vs. State of Uttarakhand and others

Dated: 09.10.2026

Present: Sri Utsav Kukreti, Advocate, for the petitioner.(online)

Sri V.P.Devrani, A.P.O., for Respondent No.1.

Heard Ld. Counsel for the petitioner on the point of admission.

By way of the present claim petition, the petitioner seeks to quash the reply/notice dated 21.08.2026, received by him from the learned District Government Counsel (Civil), Haridwar, on behalf of the Commandant, 40th Battalion, Provincial Armed Constabulary (PAC), Haridwar, Uttarakhand. The petitioner has submitted a representation before the Commandant, 40th Battalion, PAC, Haridwar, against the aforesaid reply/notice; however, the said representation has not yet been decided by the competent authority.

Upon consideration of the facts and circumstances of the case, the Tribunal observes that, as such, presently no order from the respondents is available to the petitioner for challenge before this Tribunal. The reply/notice dated 21.08.2026 cannot be treated as an order passed by the competent authority.

In view of the above, the Tribunal finds that the present claim petition is not maintainable in the absence of any order liable to be challenged before it.

Accordingly, the claim petition is dismissed at the admission stage as not maintainable.

(ARUN SINGH RAWAT)
VICE CHAIRMAN (A)

(RAJENDRA SINGH)
ACTING CHAIRMAN

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