

THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition (S/S) No. 66 of 2007

Het Ram Gangwar S/O Jaggannath Prasad, working as Assistant Teacher, Purva Madhyamik Vidyalaya, Biriya Majhola, Katima, District Udham Singh Nagar.

... Petitioner.

Versus

1. State of Uttaranchal through Secretary Education, Dehradun.
2. Upper District Basic Education Officer Udham Singh Nagar.
3. Upkhand Shiksha Adhikari, Khatima Udham Singh Nagar.
4. Lekh Adhikari, Zila Basic Shiksha Parishad, Udham Singh Nagar.

... Respondents.

Sri S.S. Yadav, Advocate, learned counsel for the petitioner.

Sri K.P. Upadhyay, learned Standing Counsel for the respondents.

Dated January 31, 2007.

PC:

(Hon'ble B.S. Verma, J.)

(Urgency Application & Interim Relief Application)

Heard S.S. Yadav, learned counsel for the petitioner and the learned Standing Counsel for the respondents. Both the parties are ready to argue the case finally today.

The ground shown in the application are sufficient, therefore, the urgency application is allowed.

By means of this writ petition, the petitioner has sought a writ order or direction in the nature of mandamus commanding the respondents to fix the promotional selection grade of the petitioner and further to pay the arrears of salary to the petitioner since the date when he was entitled for promotional selection grade.

In course of arguments, learned counsel for the petitioner has submitted that the petitioner had made a representation for entitlement of selection grade in the prescribed

format, i.e. Annexure No. 1, but the respondents have not yet the same. Learned counsel has contended that the ends of justice will be served if the respondent no. 2 is directed to take a decision on the application/representation of the petitioner within a time bound frame. The prayer is innocuous.

The respondent no.2 Upper District Basic Education Officer Udham Singh Nagar is directed to take a decision on the representation/application of the petitioner (Annexure No. 1 to the writ petition) within a period of eight weeks from the date of production of certified copy of this order.

With the above direction, the writ petition is disposed of finally.

The interim application stands disposed of.

(B.S.Verma, J.)
Vacation Judge

RCP