

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>WPSS No.1399 of 2021  <b><u>Hon'ble Sharad Kumar Sharma, J.</u></b></p> <p>Mr. Mahendra Singh Rawat, Advocate for the petitioner.</p> <p>Mrs. Anjali Bhargawa, Addl. C.S.C. alongwith Mr. Narayan Dutt, Brief Holder for the State of Uttarakhand/respondents.</p> <p>The services of the petitioner, who was working with the respondents as an Assistant Teacher, after her initial recruitment made on 24.09.2008, her services has been dispensed with, by the order of the dismissal dated 04.12.2020 from the post of Head Master, on the ground, that initial appointment which was procured by the petitioner was based upon a fraudulent B.Ed. degree.</p> <p>Being aggrieved against the said order passed by the disciplinary authority dated 04.12.2020, the petitioner has preferred an appeal under Rule 11 of the Uttarakhand Government Servant (Discipline and Appeal) Rules 2003, which too has been dismissed by one of the impugned orders dated 23.08.2021. Under the rules itself Rule 13 provides, that any person, who is aggrieved against an order passed by any competent authority in a proceedings contemplated under the Rules of 2003, would have a remedy available before the State against the appellate order by way of filing a revision.</p> <p>In view of the implications of Rule 13, this writ petition, would stand dismissed with the liberty left open to the petitioner to approach by way of filing a revision under Rule 13 before the State Government, against the impugned orders, which are under challenge before this Court, and if the petitioner prefers a revision within a period of two weeks from the date of receipt of certified copy of this judgments, the same would be decided by the revisional authority within a period of two months from the date of service of the order along with the memorandum of revision.</p>

			<p>Subject to the above liberty, the writ petition is dismissed on the ground of availability of statutory remedy under Rule 13 of the Rules of 2003.</p>
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**(Sharad Kumar Sharma, J.)**

30.10.2021

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