



2024:UHC:9907

IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

THE HON'BLE SRI JUSTICE ALOK KUMAR VERMA

24th DECEMBER, 2024

Writ Petition No. 3391 of 2024 (M/ S)

Center of Indian Trade Union

Through its State General Secretary and Others

...Petitioners

Versus

Executive Director, All India Institute of Medical Sciences
(AIIMS), Rishikesh and Others

..Respondents

Counsel for the Petitioners : Mr. M.C Pant, Advocate
(through video conferencing).

Counsel for the Respondent : Mr. Lalit Sharma,
Nos.1 to 4 Advocate.

Hon'ble Alok Kumar Verma,J.

The present writ petition has been filed with
the following prayers :-

“(I) Issue writ, rule or direction in the nature of certiorarified mandamus by quashing the order dated 14th October, 2024 (Annexure No. 1) passed by the CGIT-II, New Delhi and declaring the same as arbitrary, perverse and bad in law and quash the same along with its effect and operation and allow the application in toto or in alternate direct the AIIMS to allow the benefit of the increased salary and arrears etc. according to the decision of 4th Standing Finance Committee keeping in view the facts highlighted in the body of the petition or to mold the relief appropriately otherwise the



petitioners will suffer irreparable loss and injury.

(II) Issue any other writ rule or direction, which this Hon'ble Court may deem fit and proper in the circumstances of the case.

(III) Award cost of petition.”

2. Mr. M.C. Pant, Advocate, has contended that the petitioners are contractual employees of All India Institute of Medical Sciences, Rishikesh. The Standing Finance Committee of AIIMS, Rishikesh has taken a decision to increase the salary of the contractual employees (Agenda no.12/03).

3. Mr. M.C. Pant, Advocate, has contended that the Executive Director of All India Institute of Medical Sciences, Rishikesh, the respondent no.1, has not taken any decision on the recommendation of the said Standing Finance Committee. Therefore, a representation dated 01.01.2024 (page no.88) was submitted by the petitioners to the respondent no.1. The said representation is still pending.

4. Mr. M.C. Pant, Advocate, has requested to decide the present writ petition by directing the respondent no.1 to decide the petitioners' representation dated 01.01.2024.

5. Mr. Lalit Sharma, Advocate, has sought six weeks' time to decide the petitioners' representation from



6. With the consent of both the parties, the present writ petition (WPMS No.3391 of 2024) is disposed of directing the respondent no.1 Executive Director to decide the petitioners' representation dated 01.01.2024 by reasoned and speaking order, after granting an opportunity of hearing to the petitioners, within a period of six weeks from the date of production of certified copy of this order, but in accordance with rules / regulations. The petitioners will be at liberty to raise all their contentions before the respondent no.1 Executive Director.

7. It is made clear that this Court has not expressed any opinion on the merit of this case.

Dt: 24.12.2024

**Shiv/
SHIV
PRASAD**

Digitally signed by Shiv Prasad,
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serialNumber=1, email=prasad@hcaud.org,
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