SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS UKHC010192152026 2026:UHC:9855
			UKHC010192152026 **WPSS/2771/2026** Chandra Mohan Singh & another --Petitioners **Versus** State of Uttarakhand & others --Respondents **Hon'ble Rakesh Thapliyal, J.** Mr. Ravi Babulkar, learned counsel for the petitioner. 2. Mr. Anil Dabral, learned Addl. Chief Standing Counsel for the State/1 to 4. 3. By the instant petition, the petitioner is challenging the order dated 06.05.2026 as well as the order dated 24.09.2026 passed by the Director, Treasury, Pension and Entitlement, Uttarakhand/respondent no.2. By order dated 06.05.2026 the Additional Director sought certain clarification with regard to the date of promotion on the post of Accountant. By the subsequent order, which is also being assailed, the Director issued instructions to the Senior Treasury Officer that the tentative seniority list be rectified by showing 10.10.2025 as a date for substantive promotion on the post of Accountant. The challenge to these two orders by the petitioner is on the ground that issuing instructions for correcting the date of promotion on the post of Accountant is contrary to the Uttaranchal Government Servant Seniority Rules 2002. 4. Briefly stated that the petitioners were initially appointed as an Assistant Accountant and in the final seniority list of Assistant Accountant, the petitioner no.1 was placed at S.No.1 and the petitioner no.2 was placed at S.No.9. The next promotional post is Accountant, which is required to be filled up 100% by way of promotion, and the

			petitioners' were promoted to the post of Accountant by order dated 01.12.2025. Now, the tentative seniority list has been issued on 01.07.2025, and the instructions have been issued by the impugned orders to the Senior Treasury Officer for rectifying the date of promotion to the post of Accountant. 5. There is no dispute that the seniority to the post of Accountant is 100% by way of promotion from single feeding cadre post i.e. Assistant Accountant, therefore, in such an eventuality, seniority has to be determined in terms of Rule 6 of the Uttaranchal Government Servant Seniority Rules, 2002, which read as under:- ***"6. Seniority where appointment by promotion only from a single feeding cadre*** *– Where according to the service rules, appointments are to be made only by promotion from a single feeding cadre, the seniority inter se of persons so appointed shall be the same as it was in the feeding cadre.* *Explanation – A person senior in the feeding cadre shall even though promoted after the promotion of a person junior to him in the feeding cadre shall, in the cadre to which they are promoted, regain the seniority as it was in the feeding cadre."* 6. Undisputedly the tentative seniority list has not been finalized so far, and the impugned letters are nothing but an internal communication, therefore, the relief as sought in reference to relief no.1 appears to be a premature. 7. Rule 9 of the Uttaranchal Government Servant Seniority Rules, 2002, is a procedure for preparation of the tentative seniority list, which clearly provides that the tentative seniority list shall be circulated amongst the persons concerned inviting objections by a notice of reasonable period and the Appointing Authority after disposing of the objection, issue a final seniority list. Therefore, if the petitioners have any grievance in reference to the tentative seniority list, they have a right to raise an objection to the authority concerned, but the validity of the tentative seniority list cannot be examined until and unless, the same attains

finality. Thus, the relief as sought appears to be premature and no mandamus can be issued in this regard.

8. So far as the relief no.2 is concerned, wherein, the petitioners are seeking mandamus that the respondents be directed to consider the promotion of the petitioners to the post of Assistant Treasury Officer with effect from the juniors to the petitioners have been promoted, as per the seniority list dated 28.08.2025 of Assistant Accountant. In respect of this relief, the petitioners can approach to the authority concerned by moving a representation, and if such a representation is made, the respondents shall decide the same in accordance with law.

9. As observed above since the post of Accountant is required to be filed up 100% by way of promotion, and in such an eventuality, the seniority has to be determined as per Rule 6 of the Uttaranchal Government Servant Seniority Rules, 2002, therefore, this Court is of the view that since the tentative seniority list has yet not been finalized, the petitioners can raise objection before the authority.

10. In view of the observation and direction as above, instant writ petition is disposed of finally.

(Rakesh Thapliyal, J.)
29.10.2026

Nitesh/