

ITEM NO.14

COURT NO.13

SECTION X

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

Petition(s) for Special Leave to Appeal (C) No(s). 19200/2019

(Arising out of impugned final judgment and order dated 10-09-2018 in SPA No. 325/2013 passed by the High Court of Uttarakhand at Nainital)

THE STATE OF UTTARAKHAND &amp; ANR.

Petitioner(s)

VERSUS

KAILASH CHANDRA SUYAL &amp; ORS.

Respondent(s)

Date : 17-08-2022 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJIV KHANNA  
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s) Dr. Abhishek Atrey, AOR  
Mr. Ambika Atery, Adv.  
Mr. Krishnam Mishra, Adv.  
Mr. Akash Giri, Adv.

For Respondent(s) Mr. Sanjay Ghose, Sr. Adv.  
Ms. Filza Moonis, AOR  
Ms. Urvi Mohan, Adv.

UPON hearing the counsel, the Court made the following

**O R D E R**

Learned counsel for the parties will file a chart indicating the pay scale for the different posts in the Department of Forests, prior and post the enforcement of the 5<sup>th</sup> Central Pay Commission recommendations. The case made out by the learned counsel for the petitioner is that the respondents were given benefit of the replacement pay scale pursuant to the implementation of the 5<sup>th</sup> Central Pay Commission Report w.e.f. 01.01.1996.

Further, the respondents, on consideration by the Anomalies Committee, have been given the benefit of upgraded pay scale, which has been made applicable w.e.f. 06.11.2003.

Since there is a dispute as to the actual factual position, it will be appropriate if the parties would file an affidavit clarifying the factual position within a period of three weeks.

List on a non-miscellaneous day in the month of January, 2023.

(BABITA PANDEY)  
COURT MASTER (SH)

(MONIKA DEY)  
COURT MASTER (NSH)