

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

-.  
**OA 189 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Triloki Nath Jha**

.....

**Applicant**

(By JP Sharma, Advocate through VC)

**Versus**

**Union of India and others**

.....

**Respondents**

(By)

-.  
**ORDER**

The applicant is aggrieved because at the time of preparation of his final statement of account his basic pay was reduced from Rs.67,000/- to Rs.65,000/- and accordingly a recovery of Rs.2,52,979/- was shown against him. This is allegedly a violation of the Government instructions on the subject that no recovery can be effected in the final year of service.

Learned counsel for the applicant prays for time to establish that the reduction of basic pay in the final statement of account was also illegal.

Adjourned to 31.07.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

~.-  
**OA 190 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Rajesh Kumar**

.....

**Applicant**

(By JP Sharma, Advocate through VC)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Amit Sheoran, Sr.PC)

~.-  
**ORDER**

The applicant alleges that he has not been paid salary for the period he served in the year 2020. No reply has also been received to the legal notice dated 06.09.2022. Thus, a direction be issued to the respondents to decide the legal notice within a time bound manner.

Notice.

Mr. Amit Sheoran, Sr.P.C. accepts notice on behalf of the respondents and waives service.

Considering the nature of the order being passed, filing of written statement is dispensed with.

The present application is disposed of with a direction to the respondents to decide the pending legal notice dated 06.09.2022 by passing a speaking order within eight weeks from the date of receipt of a certified copy of this order by the learned counsel for the respondents/OIC, Legal Cell.

**(Air Marshal Manavendra Singh)**

**Member (A)**

**28<sup>th</sup> Feb, 2024**

dss

**(Justice Sudhir Mittal)**

**Member (J)**

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 191 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Smt Vandana Dhanda** ..... **Applicant**

(By JP Sharma, Advocate through VC)

**Union of India and others** ..... **Respondents**

(By Lokesh Chander Aggarwal, Sr.PC)

..-  
**ORDER**

The husband of the applicant was diagnosed with cancer of the stomach in the year 2015. He was under treatment for the same. In the year 2020 he died due to heart attack. The applicant has been granted enhanced family pension but her case for grant of special family pension has been rejected. Appeal against the order of rejection is pending till date.

Learned counsel for the applicant submits that a direction be issued to the respondents to decide the pending appeal within a time bound manner.

Notice.

Mr. Lokesh Chander Aggarwal, Sr.PC accepts notice on behalf of the respondents and waives service.

Considering the nature of the order being passed, filing of written statement is dispensed with.

The present application is disposed of with a direction to the respondents to decide the pending appeal dated 13.06.2023 on merits and by passing speaking order within a period of eight weeks from the date of

receipt of a certified copy of this order by the learned counsel for the respondents/OIC, Legal Cell.

Copy of the order be given *Dasti* to the learned counsel for the parties on payment of usual charges.

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice SudhirMittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**  
dss

ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 192 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Raghibir Singh**

.....

**Applicant**

(By JP Sharma, Advocate through VC)

**Versus**

**Union of India and others**

.....

**Respondents**

(By A.S.Thakur, Sr.PC)

..-  
**ORDER**

The grievance of the applicant is that he is not in receipt of pension in accordance with Regulation 155 of the Pension Regulations for the Army, 1961. Despite demand, the grievance had not been addressed.

Notice.

Mr.A.S.Thakur, Sr.PC accepts notice on behalf of the respondents and waives service and seeks time to get instructions.

Adjourned to 10.05.2024.

List before the Registrar for completion of pleadings.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

-.-  
**OA 193 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Dharam Raj**

.....

**Applicant**

(By JP Sharma, Advocate through VC)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Sunayana Gupta, CGC)

-.-  
**ORDER**

The applicant was invalidated from service on 23.10.2004 after having served for 19 years and 22 days. The invalidment was on account of disability (RT) SIDED HEMIPLEGIA-K1.0, the extent of which was assessed as 100% for life. It was also declared as aggravated by military service. Thus, the applicant is in receipt of disability pension.

Learned counsel for the applicant has submitted that in accordance with the policy dated 13.05.2009, which was made applicable from 01.01.2006, the applicant is also entitled for grant of constant attendant allowance. He is also entitled to grant of Ex-gratia in accordance with policy dated 07.02.2012. Despite demand, the applicant has not been granted the relevant relief. Even legal notice dated 29.05.2023 has not been responded. Thus, a direction be issued to the respondents to decide the pending legal notice by passing a speaking order.

Notice.

Ms. Sunayana Gupta, CGC accepts notice on behalf of the respondents and waives service.

Considering the nature of the order being passed, filing of written statement is dispensed with.

The present application is disposed of with a direction to the respondents to decide the pending legal notice by passing a speaking order within a period of eight weeks from the date of receipt of a certified copy of this order by the learned counsel for the respondents/OIC, Legal Cell.

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**  
dss

ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 194 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Surendranath Singh Yadav** ..... **Applicant**

(By JP Sharma, Advocate through VC)

**Union of India and others** ..... **Respondents**

(By)

..-  
**ORDER**

The applicant was discharged from service after serving for 24 years and 01 day. Thereafter, he submitted a claim for grant of benefit in accordance with the Modified Assured Career Progression Scheme. The Record Office has approved his case and has also issued an e-PPO, however, the bank has not yet credited the money due under the said PPO to the account of the applicant.

Notice.

Mr. Satinder Singh, Sr. PC accepts notice on behalf of respondents No. 1 to 3 and waives service and seeks time to get instructions.

Respondent No. 4 be served in the ordinary manner.

Adjourned to 10.05.2024.

List before the Registrar for completion of pleadings.

**(Air Marshal Manavendra Singh)**

**Member (A)**

**28<sup>th</sup> Feb, 2024**

dss

**(Justice Sudhir Mittal)**

**Member (J)**



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

~  
**OA 195 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Satyavir Singh**

.....

**Applicant**

(By Surinder Sheoran, Advocate through VC)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Varsha Gahlawat, Sr.PC)

~

**ORDER**

It is submitted that the applicant is drawing lesser pension than his junior on account of wrong fixation of his pay at a lower scale. Despite representation, the anomaly has not been corrected.

Notice.

Ms. Varsha Gahlawat, Sr.P.C. accepts notice on behalf of the respondents and waives service and prays for time to get instructions.

Adjourned to 10.05.2024.

The issue of limitation is kept open.

List before the Registrar for completion of pleadings.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

-.  
**OA 198 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Ran Singh**

.....

**Applicant**

(By Jai Singh, Advocate for Budh Ram, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By N.C. Nahata, Sr. PC)

-.  
**ORDER**

The grievance of the applicant is that he is drawing lesser pension than the Subedars of the Territorial Army who have been discharged with the same length of service. Despite demand, the anomaly has not been addressed.

Notice.

Mr. N.C. Nahata, Sr. PC accepts notice on behalf of the respondents and waives service and seeks time to get instructions.

Adjourned to 10.05.2024.

List before the Registrar for completion of pleadings.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 199 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Ran Singh**

.....

**Applicant**

(By Jai Singh, Advocate for Budh Ram, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By)

..-  
**ORDER**

The applicant is a pre-2006 retiree. He wants higher pension equivalent to that being earned by post-2006 retirees on the basis of certain observations made by the Hon'ble Supreme Court of India in *Union of India and Ors. v. Major General SPS Vains (Retd.) & Ors., 2008(9) SCC 125*.

We are unable to understand how the judgment in *SPS Vains'* case (supra) is applicable.

At request of learned counsel for the applicant, adjourned to 31.05.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 202 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Miss Roopa @ Roopa Bhardwaj        .....**        **Applicant**

(ByNone)

**Versus**

**Union of India and others        .....**        **Respondents**

(ByWg Cdr S.S.Chahal, Legal Officer 12 Wing)

..-  
**ORDER**

The applicant is allegedly the unmarried daughter of Airman Jagdish Lal Sharma. It has been alleged that she has been dependent upon him for a long period of time as she is unemployed and handicapped. The father has since passed away and so has the mother. Representations have been made for grant of dependant family pension, but no response has been received till date.

Notice.

Wg Cdr S.S.Chahal, Legal Officer, 12 Wing accepts notice on behalf of the respondents and waives service and prays for time to get instructions.

Adjourned to 09.05.2024.

List before the Registrar for completion of pleadings.

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice SudhirMittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

-.  
**OA 204 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Smt Ratni Devi**

.....

**Applicant**

(ByNone)

**Versus**

**Union of India and others**

.....

**Respondents**

(ByBalwinder Kaur, Sr.PC)

-.  
**ORDER**

The applicant is the widow of a reservist. He died on 26.03.2011, where after, she has been in receipt of family pension. Her grievance is that despite representation, the family pension has not been enhanced as the basic pension of her late husband has not been enhanced keeping in view Regulation 155 of the Pension Regulations for the Army 1961.

Notice.

Mr.Balwinder Kaur, Sr.PC accepts notice on behalf of the respondents and waives service and seeks time to get instructions.

Adjourned to 09.05.2024.

List before the Registrar for completion of pleadings.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice SudhirMittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 205 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Maghar Singh**

.....

**Applicant**

(By D.P.Gill, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Vikas Sharma, Sr.P.C.)

..-  
**ORDER**

The applicant is aggrieved because his pension has not been increased in accordance with the stipulation contained in Regulation 155 of the Pension Regulations for the Army 1961. Despite demand, grievance has not been redressed.

Notice.

Mr. Vikas Sharma, learned Sr.P.C accepts notice on behalf of the respondents and waives service and seeks time to file reply.

List before the Registrar for completion of pleadings on 09.05.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

RR

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

~·~  
**OA 210 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Havildar Suneel Kumar**

.....

**Applicant**

(By None)

**Versus**

**Union of India and others**

.....

**Respondents**

(By )

~·~  
**ORDER**

The applicant is aggrieved because he was not granted promotion to the rank of Naib Subedar. The reason for non promotion was non fulfilment of the prescribed conditions regarding Annual Confidential Reports.

The case has been called twice but none has appeared to argue the case.

In the interest of justice, adjourned finally to 19.07.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
RR

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 211 of 2024**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Ex Cpl Bharat Lal Kapoor**

.....

**Applicant**

(By Jai Singh, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Amit Sheoran, Sr.PC)

..-  
**ORDER**

The applicant was enrolled in the Air Force and his terms of engagement were 09 years service in colour and 06 years in reserve. He actually served for 10 years and 52 days but was not transferred to reserve. Thus, he has not been granted reservist pension.

Learned counsel for the applicant submits that the applicant was not transferred to the reserve by the respondents themselves and the applicant had no role to play in the matter. Thus, the respondents are bound to pay reservist pension.

Notice.

Mr. Amit Sheoran, Sr.PC accepts notice on behalf of the respondents and waives service and prays for time to get instructions.

Adjourned to 09.05.2024.

List before the Registrar for completion of pleadings.

**(Air Marshal Manavendra Singh)**

**Member (A)**

**28<sup>th</sup> Feb, 2024**

dss

**(Justice Sudhir Mittal)**

**Member (J)**



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

-.  
OA 233 of 2024

Wednesday, the 28<sup>th</sup> day of Feb, 2024

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)  
HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Sepoy Sanjay Kumar**  
(By Ravi Kumar, Advocate)

.....

**Applicant**

**Versus**

**Union of India and others**  
(By Amit Sheoran, Sr.PC)

.....

**Respondents**

-.  
-

**ORDER**

Learned counsel for the applicant has relied upon policy dated 20.11.2018 framed for discharge of DSC(GD) personnel with Alcohol Dependency Syndrome. He submits that show cause notice is envisaged at two stages, one before the person becomes a Permanent Low Medical Category and one thereafter. The applicant has still not been declared a Permanent Low Medical Category and the stage of issuance of second show cause has not been reached. Thus, the order dated 20.02.2024 transferring the applicant to Pension Establishment is premature. It is accordingly illegal.

Notice.

Mr. Amit Sheoran, Sr.PC accepts notice on behalf of the respondents and waives service and prays for time to get instructions.

Adjourned to 09.05.2024.

List before the Registrar for completion of pleadings.

Meanwhile, the applicant shall not be discharged from service.

Copy of order be given *Dasti* to learned counsel for the parties on payment of usual charges.

**(Air Marshal Manavendra Singh)**  
**Member (A)**  
**28<sup>th</sup> Feb, 2024**

dss

**(Justice Sudhir Mittal)**  
**Member (J)**

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-

**MA 388 & 389 of 2024 in OA 1861 of 2018**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Union of India and others**

.....

**Applicants**

(By KK Bheniwala, Sr PC)

**Versus**

**Kuldip Singh**

.....

**Respondent**

(By)

..-

**ORDER**

In view of judgment dated 07.02.2024 passed in **MA 2509 & 2510 of 2023** in **OA 3051 of 2017** titled '*Union of India and Others v. Smt. Suman Devi*', the present application is dismissed as not maintainable.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA 390 & 391 of 2024 in OA 288 of 2016**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Union of India and others**

.....

**Applicants**

(By AS Thakur, Sr. PC)

**Versus**

**Vinod Kumar**

.....

**Respondent**

(By)

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**ORDER**

In view of judgment dated 07.02.2024 passed in **MA 2509 & 2510 of 2023** in **OA 3051 of 2017** titled '*Union of India and Others v. Smt. Suman Devi*', the present application is dismissed as not maintainable.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA 404 & 405 of 2024 in OA 1649 of 2019**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Union of India and others**

.....

**Applicants**

(By Parikshit Singh, CGC)

**Versus**

**Atul Prasad De**

.....

**Respondent**

(By)

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**ORDER**

In view of judgment dated 07.02.2024 passed in **MA 2509 & 2510 of 2023** in **OA 3051 of 2017** titled '*Union of India and Others v. Smt. Suman Devi*', the present application is dismissed as not maintainable.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

-.  
**OA 347 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Rahul Raj**

.....

**Applicant**

(By Abhimanyu Sharma, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Tarun Gupta, Sr PC)

-.  
**ORDER**

Reply filed earlier is taken on record.

Adjourned for arguments to 23.08.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
dss

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA 794 of 2023 and MA 673 of 2023 and OA 510 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Charnjit Singh**

.....

**Applicant**

(By Gurpreet Singh, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By KK Bheniwala, Sr PC)

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**ORDER**

**Justice Sudhir Mittal, Member (Judicial),**

Reply filed earlier is taken on record.

2. The applicant was enrolled in service on 29.12.1990 and was discharged there-from on 30.01.2011 after rendering service of 24 years, 01 month and 03 days. Accordingly, he was held entitled to grant of service pension which was released w.e.f. 01.02.2011.

3. The pension, pursuant to issuance of One Rank One Pension Circular No.555, was revised w.e.f. 01.07.2014. The revision was, however, incorrectly made. Instead of revising pension to Rs.7795/- per month, it was revised to Rs.9055/- per month. Subsequently also, the pension was revised on the basis of incorrect revision done earlier. Resultantly, an over payment of Rs.3,47,313/- was made during the period from 01.07.2014 to 30.09.2022.

This amount was sought to be recovered from the pension of the applicant in instalments of Rs. 3500/- per month w.e.f. 01.10.2022. This action is under challenge on the basis of the judgment of the Supreme Court in **State of**

**Punjab Vs. Rafiq Masih etc. 2015 (1) SCT 195.**

4. Learned counsel for the applicant has submitted that the error was not due to any misrepresentation made by the applicant. Thus, the judgment in **Rafiq Masih's case (Supra)**, is squarely applicable.

5. Learned counsel for the respondents submits that **Rafiq Masih (Supra)** has been distinguished in judgment dated 29.07.2016 passed in **Civil Appeal No 3500 of 2006 High Court of Punjab and Haryana & Ors. Vs. Jagdev Singh**. The said judgment states that the payment made in excess can be recovered and thus, the applicant is not entitled to grant of any relief.

6. A perusal of the judgment in **Jagdev Singh's case (supra)** shows that the respondent therein i.e. Jagdev Singh was a Civil Judge (Junior Division). At the time of his appointment, he had submitted an undertaking that any excess payment would be refunded or adjusted against future payment. The appointment was made on 16.07.1987. Subsequently, he was suspended on 19.08.2002 and compulsorily retired on 12.02.2003. Pursuant to acceptance of recommendations of Shetty Commission, the Haryana Civil Services (Judicial Branch) and Haryana Superior Judicial Service Revised Pay Rules, 2003 were notified on 07.05.2003. The pay scales of Judicial Officers were, accordingly, revised w.e.f.01.01.1996. Post this revision, an exercise was undertaken for adjustment of excess payments made to Judicial Officers and accordingly, letter dated 18.02.2004 was issued for recovery of a sum of Rs.1,22,003/-. This action was challenged before the High Court and the order of recovery was quashed. In appeal filed by the High Court, the order was reversed and it was held that **Rafiq Masih (supra)** was not applicable in

the facts and circumstances of the said case. It has not been held that **Rafiq Masih (supra)** is no longer good law. Thus, the submission made by learned counsel for the respondents cannot be accepted. The applicant was discharged from service in the rank of Havildar and was not instrumental in wrong revision of his pension. Payment of pension fixed wrongly was made more than 07 years before recovery was commenced w.e.f 01.10.2022. Thus, the judgment in **Rafiq Masih (Supra)** is squarely applicable.

7. It also needs to be noticed that the recovery has been commenced without issuance of any notice to the applicant and thus, the same is illegal on account of violation of principles of natural justice also.

8. Accordingly, the Original Application is allowed. Order of recovery of excess payment made to the applicant is quashed. It is directed that the amount paid in excess shall not be recovered from the pension of the applicant. Any recovery made earlier shall be refunded to the applicant within a period of three months from the date of receipt of certified copy of this order by learned counsel for the respondents/ OIC, Legal Cell.

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**  
RR



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 594 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Dhup Singh**

.....

**Applicant**

(By RS Kalkal, Advocate through vc)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Parikshit Singh, CGC)

..-  
**ORDER**

Learned counsel for the respondents prays for more time to file reply.

Adjourned to 23.08.2024.

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**

RR

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

MA 622 of 2023 and OA 595 of 2023

Wednesday, the 28<sup>th</sup> day of Feb, 2024

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Sukhjiwan Singh and others** ..... **Applicant**

(By Surinder Sheoran, Advocate)

**Versus**

**Union of India and others** ..... **Respondents**

(By Satinder Singh, Sr PC)

**ORDER**

Learned counsel for the respondents prays for more time to file reply.

Adjourned to 23.08.2024.

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**  
RR

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 1083 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Rupinder Singh**

.....

**Applicant**

(By Col Jasbir Singh (Retd), Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Rajni Narula, Sr.P.C through vc)

..-

**ORDER**

Learned counsel for the respondents prays for more time to file reply.

Adjourned to 23.08.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
RR

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 1126 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Smt Krishna Kumari**

.....

**Applicant**

(By Surinder Sheoran, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Rahul Verma, CGC)

..-  
**ORDER**

Learned counsel for the respondents prays for more time to file reply.

Adjourned to 23.08.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
RR

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

-.-  
**OA 185 of 2018**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Parbhu Ram Sangwan**

.....

**Applicant**

(By RS Sangwan, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Vikas Sharma, Sr PC)

-.-  
**ORDER**

**Justice Sudhir Mittal, Member (Judicial),**

The applicant was enrolled in service on 16.11.1983 and discharged there-from on 31.03.2015 after rendering service of 31 years and 04 months. He was holding the rank of Subedar Major at that point in time. Subsequently, he was granted Honorary Rank of Lieutenant.

2. The One Rank One Pension Scheme came into force w.e.f 01.07.2014. Accordingly, pension of those who retired prior to the said date was stepped up. One such person was Subedar Major (Honorary Lieutenant) Baljit Singh. His pension was revised to Rs.16090/- per month, whereas the applicant is being paid pension @ Rs.15465/- per month. For removal of the anomaly, a representation dated 09.08.2016 was submitted but no action has been taken there upon till date.

3. The facts are not in dispute.

4. As a result of implementation of the One Rank One Pension Scheme, an anomaly has crept in as much as the pension of some persons like the present applicant who have been discharged after 01.07.2014 has been fixed

at a lesser rate than those who were retired prior to the said date in the same rank. Vide order dated 21.07.2023, passed in **OA No 2572 of 2019 Jabar Singh Vs. Union of India and others**, the respondents have been directed to correct the anomaly.

5. After hearing learned counsel for the parties and after perusing the record, we are of the opinion that the order passed in **Jabar Singh (supra)**, needs to be reiterated in this case also.

6. Accordingly, the Original Application is allowed. The respondents are directed to increase the pension of the applicant so that the anomaly is redressed. Needful be done within four months from the date of receipt of certified copy of this order by the learned counsel for the respondents/ OIC, Legal Cell, failing which the arrears shall become payable with interest @ 8% per annum.

7. Oral request for grant of leave to appeal is rejected.

**(Air Marshal Manavendra Singh)**  
Member (A)

**(Justice Sudhir Mittal)**  
Member (J)

**28<sup>th</sup> Feb, 2024**

RR

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

~  
OA 1181 of 2023

Wednesday, the 28<sup>th</sup> day of Feb, 2024

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Lt Col Sukhdev Singh Sandhu ..... Applicant**

**(Retd)**

(By Navdeep Singh, Advocate)

**Union of India and others ..... Respondents**

(By FS Virk, Sr PC)

~  
**ORDER**

**Justice Sudhir Mittal, Member ( Judicial )**

Reply filed earlier is taken on record.

2. The applicant was promoted to the rank of Lt. Col. on 16.12.2004. According to instructions in force at the said point in time, he was required to be given an option to get his pay fixed either on the date of promotion or with effect from the date his next increment was due in the lower rank. Option having not been given, his pay was fixed with effect from the date of his promotion.
3. Vide letter dated 07.10.2005 issued by the Government of India, Ministry of Defence, time limit for exercising option by the officers such as the applicant was two months from the date of promotion. The applicant failed to exercise his option within the said period. Thus, the present OA has been filed for revision of pay and grant of consequential benefits.
4. Learned counsel for the applicant has submitted that the case is covered by the judgment dated 24.08.2022 passed by the Principal Bench in

**OA 2857 of 2021, Col. Rajesh Suredia (Retd.) Vs. Union of India & others.** In the said case, the Principal Bench has directed the Union of India to re-fix the pay of officers like the applicant across the board.

5. A perusal of the reply filed on behalf of the respondents shows that the facts are not in dispute. It is also not disputed that the present case is covered by judgment in Col. Rajesh Suredia (Retd.) (Supra), however, it has been submitted that Government sanction to implement the said order across the board, is awaited.

6. In view of the above, present OA is allowed in terms of Col Rajesh Suredia ( Retd.) case ( Supra ). The applicant shall be entitled to the benefits on the basis of the said judgment. Arrears be paid within three months from the date of receipt of a certified copy of the order by the learned counsel for the respondents/ OIC, Legal Cell, failing which they shall be liable to pay interest @ 6 % per annum.

Oral prayer for grant of Leave to Appeal is dismissed.

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**  
AKS



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

**--  
OA 1268 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)  
HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Col (TS) Navdeep Singh Multani ..... Applicant**

**(Retd)**

(By Navdeep Singh, Advocate)

**Union of India and others ..... Respondents**

(By Sonia Sharma, Sr PC)

**--  
ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
OA 1181 of 2023 titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.  
Union of India and others.**

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024  
AKS**

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 1269 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Lt Col Anil Sahni (Retd)**

.....

**Applicant**

(By Navdeep Singh, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Manisha Garg, Sr PC)

..-

**ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
**OA 1181 of 2023** titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.**  
**Union of India and others.**

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 1306 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)  
HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Col (TS) Brinder Pal Singh (Retd) ..... Applicant**

(By Navdeep Singh, Advocate)

**Union of India and others ..... Respondents**

(By Rachna Rudra, CGC)

..-  
**ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
**OA 1181 of 2023** titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.**  
**Union of India and others.**

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
AKS



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 1372 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Lt Col Pankaj Preet Singh (Retd)       .....       Applicant**

(By Navdeep Singh, Advocate)

**Versus**

**Union of India and others       .....       Respondents**

(By Harsh Neyol, CGC)

..-  
**ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
**OA 1181 of 2023** titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.**  
**Union of India and others.**

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

**--  
OA 1373 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Col Rajinder Kumar Sharma ..... Applicant**

**(Retd)**

(By Navdeep Singh, Advocate)

**Union of India and others ..... Respondents**

(By Sutikshan Sharma CGC)

**--  
ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
OA 1181 of 2023 titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.**  
**Union of India and others.**

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
AKS



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 1417 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Col Harminder Pal Singh (Retd)        .....**        **Applicant**

(By Navdeep Singh, Advocate)

**Versus**

**Union of India and others        .....**        **Respondents**

(By VK Chaudhary, Sr PC)

..-  
**ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
**OA 1181 of 2023** titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.**  
**Union of India and others.**

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**  
AKS







**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 1562 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Col Vikram Sood (Retd)**

.....

**Applicant**

(By Navdeep Singh, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Raj Kumar Sayal, CGC)

..-

**ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
**OA 1181 of 2023** titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.**  
**Union of India and others.**

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-  
**OA 1571 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Col Anand Singh (Retd)**

.....

**Applicant**

(By Navdeep Singh, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Rubinia Sharma, CGC)

..-

**ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
**OA 1181 of 2023** titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.**  
**Union of India and others.**

**(Air Marshal Manavendra Singh)**  
**Member (A)**

**(Justice Sudhir Mittal)**  
**Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

**--  
OA 1583 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Lt Col Rusnil Singh Chahal (Retd) ..... Applicant**

(By Navdeep Singh, Advocate)

**Versus**

**Union of India and others**

**.....**

**Respondents**

(By Rachna Rudra, CGC)

**--**

**ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
**OA 1181 of 2023** titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.**  
**Union of India and others.**

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

**--  
OA 1627 of 2023**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Col Karamveer Singh Dhesi (Retd) ..... Applicant**

(By Navdeep Singh, Advocate)

**Versus**

**Union of India and others**

**.....**

**Respondents**

(By Shalini Atri, Sr PC)

**--**

**ORDER**

The case is disposed of in terms of order dated 28.02.2024 passed in  
**OA 1181 of 2023** titled **Lt. Col. Sukhdev Singh Sandhu ( Retd.) Vs.**  
**Union of India and others.**

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
AKS



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA 2433 & 2434 of 2023 in OA 2154 of 2013**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Union of India and others**

.....

**Applicant**

(By Savita Chauhdary Sr PC, Advocate)

**Versus**

**Smt Satya Devi**

.....

**Respondents**

(By None)

--

**ORDER**

In view of judgment dated 07.02.2024 passed in MA 2509 and 2510 of 2023 in OA 3051 of 2017 titled 'Union of India and others vs. Smt. Suman Devi', the present application is dismissed as not maintainable.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA 2430 & 2431 of 2023 in OA 2441 of 2016**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Union of India and others**

.....

**Applicant**

(By Sonia Sharma Sr PC, Advocate)

**Versus**

**Smt Kuldeep Kaur**

.....

**Respondents**

(By None)

--

**ORDER**

In view of judgment dated 07.02.2024 passed in MA 2509 and 2510 of 2023 in OA 3051 of 2017 titled 'Union of India and others vs. Smt. Suman Devi', the present application is dismissed as not maintainable.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA 2467 & 2768 of 2023 in OA 892 of 2018**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Union of India and others**

.....

**Applicant**

(By Satinder Singh Sr PC, Advocate)

**Versus**

**Suraj Mal**

.....

**Respondents**

(By None)

--

**ORDER**

In view of judgment dated 07.02.2024 passed in MA 2509 and 2510 of 2023 in OA 3051 of 2017 titled 'Union of India and others vs. Smt. Suman Devi', the present application is dismissed as not maintainable.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA 2441 & 2442 of 2023 in OA 863 of 2019**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Union of India and others**

.....

**Applicant**

(By Sarika Gupta Sr PC, Advocate)

**Versus**

**Kripal Singh**

.....

**Respondents**

(By None)

--

**ORDER**

In view of judgment dated 07.02.2024 passed in MA 2509 and 2510 of 2023 in OA 3051 of 2017 titled 'Union of India and others vs. Smt. Suman Devi', the present application is dismissed as not maintainable.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA (E) 123 of 2023 in OA 3315 of 2018**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Smt Roopwati**

.....

**Applicant**

(By Surinder Sheoran, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Harsh Neyol CGC through VC)

--

**ORDER**

Affidavit dated 26.02.2024 of Brig. Ashish Bhardwaj, OIC Records, Artillery Records has been submitted in Court. Same is taken on record.

A perusal thereof shows that case for restoration of 'Liberalised Family Pension erroneously mentioned as Special Family Pension' has been re-submitted before PCDA (P), Prayagraj.

Representative of PCDA (P) is present in Court and has submitted that he has instructions to state that the case has been accepted and that corrigendum PPO is due to be issued at any time.

Exemption from personal appearance has also been sought on account of performing the official commitments.

Exemption is granted.

Adjourned to 22.05.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-

**MA (E) 2325 of 2019 in OA 583 of 2018**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Smt Bimla Devi**

.....

**Applicant**

(By Surinder Sheoran, Advocate)

**Versus**

**Union of India and others**

.....

**Respondents**

(By Varsha Gahlawat Sr PC)

..-

**ORDER**

Affidavit dated 22.02.2024 of Brig. Puneet Srivastava, Officiating ADG PS has been submitted in Court. Same is taken on record.

A perusal thereof shows that the case file has been forwarded to the Adjutant General for onward submission to MoD (Pension).

Adjourned to 04.07.2024.

Fresh affidavit of respondent no. 4 be filed on the next date of hearing giving the latest case status.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-

**MA (E) 195 of 2023 in OA 3124 of 2019**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Prahlad Chand Goel**

.....

**Applicant**

(By Col AK Sharma (Retd), Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Vaibhav Parashar Sr PC)

..-

**ORDER**

Learned counsel for the respondents submits that affidavit was received pursuant to order dated 20.07.2023 but could not be filed as the case was not taken up on the date fixed i.e. 10.10.2023.

Today, he has instructions to submit that the case stands processed and that Government sanction is awaited.

Adjourned to 04.07.2024.

Fresh affidavit of respondent no. 4 be filed on the next date of hearing giving the latest case status.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-

**MA (E) 748 of 2023 in OA 1880 of 2019**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Joginder Ram**

.....

**Applicant**

(By D S Jaswal, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Satyawan Ahlawat Sr PC)

..-

**ORDER**

Learned counsel for the respondents submits that the case file has somehow, been misplaced and thus, some time may be granted.

Adjourned to 26.04.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

~\*~

**MA (E) 241 of 2023 in OA 1496 of 2020**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Major Ram Kishan (Retd)**

.....

**Applicant**

(By Deepak Sharma, Advocate through VC)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By LC Aggarwal Sr PC)

~\*~

**ORDER**

Learned counsel for the respondents submits that affidavit in terms of order dated 07.08.2023 had been received but could not be filed as the case was not taken up on the date fixed. Today, he has no instructions.

Adjourned to 05.07.2024.

Affidavit of ADG PS be filed on the next date of hearing giving the latest case status.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA (E) 640 of 2023 in OA 256 of 2020**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Smt Kamla Devi @ Kamala Devi       .....       Applicant**

(By Dharampal Gill, Advocate through VC )

**Versus**

**Union of India & Others               .....       Respondents**

(By Rajni Narula Sr PC)

--

**ORDER**

Learned counsel for the respondents submits that affidavit had been received in pursuant to order dated 24.04.2023 but could not be filed as the case was not taken up on the date fixed. Today, he has instructions to submit that the case stands processed and that Government sanction is awaited.

Adjourned to 10.07.2024.

Affidavit of respondent no. 4 be filed on the next date of hearing giving the latest case status.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-

**MA (E) 746 of 2023 in OA 1548 of 2020**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Partap Chand**

.....

**Applicant**

(By D S Jaswal, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Anupama Sharma Sr PC)

..-

**ORDER**

Learned counsel for the respondents submits that affidavit in terms of 07.08.2023 had been received but could not be filed as the case was not taken up on the date fixed. Today, he has instructions to state that application filed for grant of Leave to Appeal is pending for 15.05.2024.

Adjourned to 15.05.2024.

To be heard with MA 1964 of 2023 and 1965 of 2023.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

MA 2253 of 2023 and MA (E) 747 of 2023 in OA 311 of 2021

Wednesday, the 28<sup>th</sup> day of Feb, 2024

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Pawan Kumar**

.....

**Applicant**

(By D S Jaswal, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Sarika Gupta Sr PC)

..-

**ORDER**

Learned counsel for the respondents submits that she has instructions to state that directions have been received to challenge the order under execution before the jurisdictional High Court.

Adjourned to 12.07.2024.

Affidavit of respondent no. 4 be filed on the next date of hearing giving the latest case status.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--  
**MA (E) 603 of 2023 in OA 1489 of 2020**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Satpal**

.....

**Applicant**

(By D S Jaswal, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Parikshit Singh, CGC)

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**ORDER**

Affidavit dated 20.02.2024 of Brig.Chandra Shekhar Agrawal, OIC Records, The Sikh LI has been submitted in Court. Same is taken on record.

A perusal of the same shows that the instructions have been received to challenge the order under execution before the jurisdictional High Court.

Said instructions appear to be illogical and illegal as Government sanction has already been issued in this case and has been so stated in the affidavit. Thus, we direct respondent no. 4 to file a fresh affidavit reconciling aforementioned apparent contradictions.

Adjourned to 22.05.2024.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

MA (E) 380 of 2023 in OA 1546 of 2020

Wednesday, the 28<sup>th</sup> day of Feb, 2024

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Sukhdev Singh**

.....

**Applicant**

(By Surinder Sheoran, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Rubinia Sharma CGC)

**ORDER**

Affidavit dated 23.02.2024 of Brig. Puneet Srivastava, Officiating ADG PS has been submitted in Court. Same is taken on record.

A perusal thereof shows that directions have been received to challenge the order under execution before the jurisdictional High Court.

Adjourned to 18.07.2024.

Affidavit of respondent no. 4 be filed on the next date of hearing giving the latest case status.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA (E) 293 of 2023 in OA 361 of 2021**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Vijender Singh**

.....

**Applicant**

(By Jai Singh, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Rajni Narula Sr PC)

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**ORDER**

Learned counsel for the respondents submits that she has instructions to state that the order under execution is being challenged before the jurisdictional High Court.

Adjourned to 18.07.2024.

Affidavit of respondent no. 4 be filed on the next date of hearing giving the latest case status.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA (E) 149 of 2023 in OA 1271 of 2021**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Kashmir Singh**

.....

**Applicant**

(By D S Jaswal, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Sanal Kumar CGC)

--

**ORDER**

Learned counsel for the respondents submits that a review application filed by Union of India has been fixed for 14.02.2024 and thereafter the case file is being processed.

Adjourned to 19.07.2024.

Affidavit of respondent no. 4 be filed on the next date of hearing giving the latest case status.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-

**MA (E) 179 of 2023 in MA 948 of 2021 in OA 458 of 2021**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Sucha Singh**

.....

**Applicant**

(By Col AK Sharma (Retd), Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Rajesh Kaul Sr PC)

..-

**ORDER**

Affidavit dated 26.02.2024 of Brig. Puneet Srivastava, Officiating ADG PS has been submitted in Court. Same is taken on record.

A perusal thereof shows that the order under execution is being challenged before the jurisdictional High Court.

Same position existed on the previous date i.e.01.12.2023 and it appears that the respondents are not taking any steps to implement the order under execution on the ground of directions to challenge the order before the jurisdictional High Court. Such a situation is unacceptable. Thus, we direct the respondent no. 1 to show cause why its property in the U.T. Chandigarh be not ordered to be attached and sold.

Adjourned to 26.04.2024.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**  
AKS



**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-

**MA (E) 277 of 2023 in OA 828 of 2021**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Birju Singh**

.....

**Applicant**

(By Jai Singh, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Satyawan Ahlawat Sr Pc)

..-

**ORDER**

Affidavit dated 26.02.2024 of Brig. Puneet Srivastava, Officiating ADG PS has been submitted in Court. Same is taken on record.

A perusal thereof shows that no effective steps have been taken to implement the order under execution. Thus, we direct the learned counsel for the applicant to file a list of properties of the Union of India in U.T. Chandigarh, which can be ordered to be attached and sold.

Adjourned to 19.07.2024.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

~\*~

**MA (E) 279 of 2023 in OA 1714 of 2021**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Raj Kumar**

.....

**Applicant**

(By Jai Singh, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Raj Kumar Sayal CGC)

~\*~

**ORDER**

On the previous date of hearing, it had been submitted that Government sanction is awaited. Thus, ADG PS was directed to file an affidavit intimating the latest case status. The directions have not been complied with.

Learned counsel for the respondents submits that a very short adjournment may be granted as the file shows that absolute Government sanction has already been sought.

Adjourned to 19.04.2024.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-

**MA (E) 1028 of 2023 in OA 461 of 2022**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Col Sanjay Kumar Verma (Retd) ..... Applicant**

(By Col AK Sharma (Retd), Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By Sanal Kumar CGC)

..-

**ORDER**

Learned counsel for the respondents submits that he has instructions to state that order under execution is to be challenged before the jurisdictional High Court.

Adjourned to 24.07.2024.

Affidavit of ADG PS be filed on the next date of hearing giving latest case status.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

--

**MA (E) 317 of 2023 in TA 112 of 2013**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Jaspal Singh**

.....

**Applicant**

(By Surinder Sheoran, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By FS Virk Sr PC)

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**ORDER**

Affidavit dated 20.02.2024 of Brig. Rahul Mallik, Records Signals has been submitted in Court. Same is taken on record.

A perusal thereof shows that Government sanction is still awaited. It is thus, evident that MoD is sitting over the matter.

Learned counsel for the applicant is accordingly directed to file a list of properties belonging to the Union of India in U.T. Chandigarh and the same may be ordered to be attached and sold.

Adjourned to 25.07.2024.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS

**ARMED FORCES TRIBUNAL, REGIONAL BENCH CHANDIGARH  
AT CHANDIMANDIR**

..-

**MA (E) 939 of 2023 in OA 884 of 2015**

**Wednesday, the 28<sup>th</sup> day of Feb, 2024**

**CORAM:**

**HON'BLE MR JUSTICE SUDHIR MITTAL, MEMBER (J)**

**HON'BLE AIR MARSHAL MANAVENDRA SINGH, MEMBER (A)**

**Pankaj Kumar**

.....

**Applicant**

(By Vijay Deep Rathee, Advocate)

**Versus**

**Union of India & Others**

.....

**Respondents**

(By KK Yogi CGC)

..-

**ORDER**

Affidavit dated 21.02.2024 of Air Cmde K.S. Lamba, Air Officer Commanding, 12 Wing Air Force Station has been submitted in Court. Same is taken on record.

A perusal thereof shows that ex gratia amount of Rs. One Lac has been granted to the applicant.

The affidavit, however, does not disclose date of the policy on the basis of which the ex gratia has been released. Thus, the case is adjourned to 21.03.2024.

Fresh affidavit of Air Officer Commanding, 12 Wing Air Force Station be filed on the next date of hearing giving the date of the policy on the basis of which the amount has been released and the basis of relying upon the said policy.

Adjourned to 21.03.2024.

A copy of this order be given Dasti to the learned counsel for the respondents on payment of usual charges.

**(Air Marshal Manavendra Singh)  
Member (A)**

**(Justice Sudhir Mittal)  
Member (J)**

**28<sup>th</sup> Feb, 2024**

AKS