

COURT No.1
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI
(Through Virtual Hearing)

4.

MA 1386/2022 IN OA 1914/2020

AVM Amarjeet Ahuja (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ajit Kakkar, Advocate
For Respondents : Dr. V. S. Mahndiyan, Advocate

WITH

5.

MA 1975/2022 WITH OA 2554/2021

AVM D S Dagar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. V. S. Tomar, Advocate
For Respondents : Gp Capt Karan Singh Bhati, Sr. CGSC

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE LT GEN P.M. HARIZ, MEMBER (A)

ORDER
16.09.2022

These applications have been filed seeking execution of order dated 10.11.2021 passed by us in OA No.1914/2020 based on the principles laid down in the case of *Air Vice Marshal P. Subhash Babu Vs Union of India & Ors.* [OA No.2342 of 2019] decided on *04th November, 2020*. The applicants have claimed identical benefits. It was found that in the case of *P. Subhash Babu* (supra) that the order had been implemented and all benefits were granted to him.

2. Taking note of various factors, these applications were also allowed and even though substantial periods are over, respondents have not implemented the orders passed by this Tribunal. We were informed that the Ministry of Defence has forwarded the matter for certain approval and consideration and the issue is pending with the Ministry of Finance, case is being adjourned on this ground since 20th May, 2022 and today also when the matter is taken up we are informed that the matter is pending consideration and examination in the Ministry of Finance. As a matter of last indulgence, we grant further four weeks' time to the respondents to take a final decision in the matter, failing which we will proceed with the execution proceedings in accordance with law and if required may even initiate coercive action in the matter.

3. List the matter after four weeks. Copy of this order be given '*Dasti*' to Mr. Vijendra Singh Mahndiyan, learned counsel for the respondents for necessary compliance.

4. List the matter on 21st October, 2022.

(RAJENDRA MENON)
CHAIRPERSON

(P.M. HARIZ)
MEMBER (A)