

COURT NO. 1, ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

2.

OA 2952/2023 with MA 4110/2023

In the matter of:

MWO (HFO) Satish Kumar Upadhyay (Retd) ... Applicant

Versus

Union of India & Ors. ... Respondents

For Applicant : Mr. Tatsat Shukla & Dhiraj Kumar,
Advocate

For Respondents : Ms. Reetish Agarwal, Advocate

CORAM :

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

O R D E R
04.10.2023

Considering the fact that the issue has already been decided not only by various Benches of this Tribunal but also by Hon'ble Supreme Court in the matter of *The Director (Admn and HR) KPTCL and Ors. Vs. C.P. Mundinamani and Ors.* (Civil Appeal No. 2471/ 2023) decided on 11.04.2023, for the present, we dispose of this application with the following directions.

- (i) On the applicant filing a representation along with a certified copy of this order and relevant particulars of the orders passed on the issue involved, respondents shall decide the same in accordance with law within a period of three months from the date of receipt of a copy of this order and communicate the decision to the applicant

- (ii) if still aggrieved, the applicant will have the option to seek revival of this matter in accordance with law.

2. OA stands disposed of.

[RAJENDRA MENON]
CHAIRPERSON

[C.P. MOHANTY]
MEMBER (A)

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