

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

44.

MA 327/2023 in OA 2048/2022

Ex L/NK (DSC) Chohal Singh

... Applicant

Versus

Union of India & Ors.

... Respondents

For Applicant : Mr. Pushpendra Kumar Dhaka,
Advocate

For Respondents : Ms. Sheetal Raghuvansi, Advocate

CORAM :

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

O R D E R
13.09.2023

PPO has been issued and all claims of the applicant has been settled. However, during the course of hearing, a complaint is made to the effect that interest on the delayed payment has not been granted. A perusal of the order passed on 15.09.2022 in OA No. 2048/2022 indicates that in Para 7(iii), it was indicated that if arrears are not paid within four months, interest @ 6% shall be paid. We find that after the orders were passed on 15.09.2022, the claim was processed and finally on 27.03.2023, the entire arrears have been paid. As per the order, from the date of the order on 15.09.2022, the arrears should have been paid by 15.01.2022. However, administrative process do take some time and therefore, in the facts and circumstances of the case, no further interest is to be granted. Interest is given from public ex-chequer through tax payers money and until and unless abundant gross negligence and laxity in implementation of the order is not passed and interest should not be granted from public ex-chequer tax. Taking note of the peculiar facts

and circumstances of the case, we see no reason to keep the matter pending. Respondents are not committed any inordinate delay or latches in settling the claim. The application stands disposed off as having been executed.

[RAJENDRA MENON]
CHAIRPERSON

[C.P. MOHANTY]
MEMBER (A)

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