

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

14.

OA 2654/2023 WITH MA 3769/2023

Nb Sub Shiv Kumar Singh Kushwaha (Retd) ... Applicant

Versus

Union of India & Ors. ... Respondents

For Applicant : Mr. Nawneet Krishna Mishra, Advocate

For Respondents : Mr. Harish V Shankar, Advocate

CORAM :

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON

HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

O R D E R

15.09.2023

OA 2654/2023 WITH MA 3769/2023

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. Both OA and MA thus stands disposed of.

**[JUSTICE RAJENDRA MENON]  
CHAIRPERSON**

**[LT GEN C.P. MOHANTY]  
MEMBER (A)**

*Ps*