

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

39.

OA 2441/2023

Gp Capt Brijesh Paul VM Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Ajit Kakkar, Advocate
For Respondents : Mr. Anil Gautam Sr CGSC

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE RASIKA CHAUBE, MEMBER (A)

ORDER
24.10.2024

OA 2441/2023

Invoking the jurisdiction of this Tribunal under Section 14 of the Armed Forces Tribunal Act, 2007, the applicant has filed this OA and the reliefs prayed for in para 8 read as under:

- “(a) To direct the respondents to resolve the pay anomaly of the applicant at par with his coursemates.*
- “(b) To direct the respondents to fix pay in a manner that is most beneficial to the applicant and other allowances from 01.01.2016 (7th CPC) and on promotion of Gp Capt from 07.01.2017.*
- “(c) To direct the respondents to pay 12% interest on the arrears accrued to the applicant.”*

2. Today during the course of hearing learned counsel for the respondents has produced before us a communication received by him wherein it is indicated that the applicant has been granted all payments due to him along with arrears. The payments have been made in the month of January 2024 and he has also enclosed a PPO issued on 4th March, 2024 indicating the

aforesaid fact. It is the case of the respondents that in view of the above all reliefs have been granted to the applicant and, therefore, this OA has rendered infructuous. Learned counsel for the applicant, however, wants to seek instructions. He may do so within four weeks. In case the applicant has any grievance still subsisting, he is directed to file an affidavit indicating the same.

3. Put up again on 10th December, 2024.

4. Let a copy of this order be provided **DASTI** to learned counsel for the parties.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

**[RASIKA CHAUBE]
MEMBER (A)**

/vks/