

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

43.

OA 829/2023

JWO BR Suthar Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Ajit Kakkar, Advocate with
Mr. Lovish Miglani, Mr. Himanshu
Dagar and Ms. Aishwary K Singh,
Advocates
For Respondents : Mr. Sudhir Kumar, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
18.07.2024

Invoking the jurisdiction of this Tribunal under Section 14 of the Armed Forces Tribunal Act, 2007, the applicant has filed this application and the relief claimed in Para 8 reads as under:

“A. To direct the Respondents to Refund the Amount of Rs 211547/- Along with 12% interest

B. To grant such other relief appropriate to the facts and circumstances of the case as deemed fit and proper.”

2. Respondents have filed the counter affidavit and they have brought documents on record to show that out of the claim made by the applicant, a sum of Rs.1,85,232/- has been paid to the applicant and for the remaining Rs.26,300/- the issue has been referred to the concerned authorities

and, therefore, we grant four weeks' time to the respondents to do the same. However, after the entire amount is paid, a question of payment of interest on the amount is left open to be considered and, if advised, respondents may demonstrate as to why interest should not be granted as prays for by the applicant.

3. List again on **04.09.2024**.

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

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

**[REAR ADMIRAL DHIREN VIG]
MEMBER (A)**

**Neha
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