

**COURT No.3, ARMED FORCES TRIBUNAL
PRINCIPAL BENCH, NEW DELHI**

15.

OA 72/2017 with MA 85/2018 & 86/2018

**Smt Saraswati Thapa
Versus
Union of India & Ors**

**..... Applicant
..... Respondents**

**For Applicant :Ms. Sangeeta Tomar , Advocate
For the Respondents: :Mr. Arvind Patel, Advocate**

CORAM:

**HON'BLE MS. JUSTICE SUNITA GUPTA, MEMBER (J)
HON'BLE VICE ADMIRAL P. MURUGESAN, MEMBER (A)**

**O R D E R
16.07.2018**

MA 85/2018:

The present OA was filed by the applicant being wife of the deceased claiming family pension and states that during the pendency of the OA, she has expired on 21.09.2017. It is stated that the matter is to be represented by legal heir(s) of the applicant. Learned counsel for the applicant admits that applicant/deceased left other legal heirs as such she seeks time to get their details more appropriate application. However, it is submitted that since the applicant Smt. Saraswati Thapa was entitled to family pension, at least till her date of death, the claim may be awarded in favour of her legal heir(s).

2. Necessary steps be taken by learned counsel for the applicant within two weeks, with an advance copy to the respondents who may file reply to the same well before the next date of hearing.

MA 86/2018:

By means of this MA, the applicant prays for condonation of delay of 25 days in filing the application under rule 19 for substitution of name of legal heir.

2. This application will be considered along with MA 85/2018.
4. Relist on **29.10.2018.**

(JUSTICE SUNITA GUPTA)
MEMBER (J)

(VICE ADMIRAL P. MURUGESAN)
MEMBER (A)

16.07.2018/Sp