

COURT No.2
ARMED FORCES TRIBUNAL
PRINCIPAL BENCH: NEW DELHI

2.

OA 643/2024

Ex Hav Pramod Kumar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Ajit Kakkar, Advocate with
Ms. Chavi Yadav, Advocate
For Respondents : Mr. Y. P. Singh, Advocate with
Maj A. R. Subramaniam, OIC Legal

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE LT GEN P M HARIZ, MEMBER (A)

ORDER
14.03.2024

The applicant vide the present OA makes the following prayers :-

- "a. To direct the respondent to condone the shortfall of DSC service of 356 days in Applicant's qualifying service as the applicant had already completed 14 years 09 days of service.*
- b. To direct the respondent to grant service pension from the date of discharge (31.08.2023) w.e.f 01.09.2023.*
- c. To direct the respondent to pay arrears of service pension along with interst @12% w.e.f 01.09.2023.*
- d. To direct the respondent to issue PPO accordingly.*
- e. To pass any other Appropriate order or relief which this Hon'ble Tribunal deems fit and proper anytime during the proceedings of this case."*

Notice thereof is issued to the respondents and accepted on their behalf. Counter affidavit be filed by the respondents within a period of four weeks. Rejoinder, if any, thereto be filed by the applicant within a period of four weeks thereafter.

List the matter before the Principal Registrar on 01.04.2024 for completion of pleadings.

However, in view of the orders dated 14.02.2024 in WP(C) 2126/2024 of the Hon'ble High Court of Delhi whereby order dated 03.01.2023 in OA 3027/2022 of AFT, PB, New Delhi granting the condonation of shortfall of qualifying length of service for grant of DSC second pension having been stayed, the Registry is directed to re-notify the matter after disposal of WP(C) 2126/2024 by the Hon'ble High Court of Delhi.

**(JUSTICE ANU MALHOTRA)
MEMBER (J)**

**(LT GEN P M HARIZ)
MEMBER (A)**

Yogita