

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

106.

OA 132/2021 with MA 144/2021

Ex Sgt Pradeep Kumar Gupta Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Pallavi Awasthi, Advocate
For Respondents : Mr. Y P Singh, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

O R D E R
13.09.2024

Learned counsel for the applicant had invoked the jurisdiction of this Tribunal u/s 14 and the relief claimed by the applicant in para 8 is reads as under:

“(a) To direct the respondents to grant the disability pension @50% alongwith arrears to the applicant from the date of his discharge by treating his all disabilities as attributable and aggravated by the military service.

(b) To direct the respondents to grant the benefit of rounding of disability of the applicant from @50% to @75% for life in terms of law settled by Hon'ble Supreme Court of India in Civil Appeal No.418/2012 titled as UOI & Ors. vs. Ram Avtar vide judgment dated 10.12.2014 as well as in a catena of judgments by this Hon'ble Tribunal.

(c) To direct the respondents to pay the due arrears of disability pension with interest @18% p.a. with effect from the date of retirement with all the consequential benefits.

(d) To pass such further order or orders, direction/Directions as this Hon'ble Tribunal may deem fit and proper in accordance with law.”

During the course of hearing on 10.07.2024, respondents were granted time to issue PPO and therefore, on 31.07.2024, PPO No. 601201805440 dated 11.07.2024 was

produced as supplied to the counsel for the applicant. The Counsel was granted two weeks' time to ensure that the amount as indicated in the PPO is credited to the applicant's account. Today, when the matter is taken up, the counsel for the applicant accept grant of PPO however, a complaint is made that in the PPO, applicant's minor daughter, Ananya Singhal is shown as married daughter. This is an error which should be corrected, if that be so, the applicant may submit a representation pointing this error in the PPO to the Competent Authority and we direct the Competent Authority to verify the records and correct the same in accordance to law within four weeks'. That apart, the PPO having been issued and the amount paid to the applicant, nothing further survives in the OA. Accordingly, the OA stands disposed of.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

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

/kt/