

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

115.

OA 1200/2023 WITH MA 1070/2024, MA 1844/2023,  
MA 3498/2024 AND MA 3696/2024

Col Amit Soni	.....	Applicant
Versus		
Union of India & Ors.	.....	Respondents

For Applicant	:	Mr. S S Pandey, Advocate
For Respondents	:	Mr. Anil Gautam, Sr. CGSC

CORAM

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

O R D E R  
03.09.2024

Partly heard.

2. While addressing the issue of directions of the authorities to refund the Transport Allowance claimed by the applicant, learned counsel for the applicant submitted that the applicant was entitled to claim the Transport Allowance as he was using his personal vehicle with Regd No. CH- 04H- 5067 for performance of his official duties and that he did not use any Govt. transport while he was the Commanding Officer of 8 JAKLI (SIACHEN) at Delhi Cantt for performance of his official duties.

3. The above claim was vehemently opposed by learned counsel for the respondents submitting to the effect that while no DD vehicle is authorized to CO of an Infantry

Battalion by name or appointment, invariably there is at least one and sometimes two light DD Vehicle dedicated for use by CO for discharging his official duties. It was thus argued that the applicant was using the Govt. transport for performance of his duties and, therefore, not entitled to Transport Allowance.

4. In light of above averments by the opposite parties, we direct the respondents to place on record the relevant car diaries/vehicle log books of the Light Vehicles (GS) of the unit, namely, 8 JAKLI (SIACHEN) while the applicant was the Commanding Officer during the tenure of the battalion in Delhi.

5. List the matter again on **15.10.2024** as **PART HEARD**.

6. Let a copy of this order be provided '**DASTI**' to both the parties.

[JUSTICE RAJENDRA MENON]  
CHAIRPERSON

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