

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

18.

MA 2785/2024 in OA 1236/2024

(1556039 X) Spr Manjit Singh (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Brijesh Kumar, proxy for Mr.
Kritendra Tiwari, Advocate
For Respondents : Mr. Vijendra Singh Mahndiyan, Advocate

CORAM

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

ORDER
22.07.2024

The applicant vide the present MA 2785/2024 makes the following prayers:

“In view of the foregoing it is humbly prayed that this Hon'ble Tribunal may graciously be pleased to direct the respondents/Bank to execute the order dated 15.04.2024, with heavy cost or pass orders/directions, as deemed fit in the interest of justice.”

2. Vide order dated 15.04.2024 in OA 1236/2024 thereto, it was directed to the effect:

“4. Till further directions further recovery sought to be made by the respondents from the pension of the applicant in terms of the impugned order dated 30.01.2024, placed at page no.21 of the record, is stayed.”

3. A submission has been made by the applicant through the present MA that despite service of the copy of this order on

respondent No.4 and respondent No.5 on 23.04.2024, the respondents failed to execute this order.

4. In view of the specific directions dated 15.04.2024 in OA 1236/2024, the respondents are directed to ensure as that the recovery sought to be made by the respondents from the pension of the applicant in terms of the impugned order dated 30.01.2024 placed at page no.21 of the record has been stayed vide order dated 15.04.2024, the entire amount recovered by the respondents be refunded by the respondents to the applicant on the next date of hearing with proof of the said amount having been refunded being placed on the record for the next date of hearing. In the event of failure thereof, coercive action would necessarily have to be taken.

4. Re-list on 29.07.2024 at 2.15p.m.

6. A copy of this order be given DASTI to the respondents.

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

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

/CHANANA