

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

3.

MA 927/2023 in OA 2041/2021

MWO Vidya Bhushan Verma (Retd) ..... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr. Arun Kumar Chaudhary, Advocate  
For Respondents : Dr. Vijendra Singh Mahndiyan, Advocate  
Mr. Ankit Raj, Advocate for R-4 for PNB

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)  
HON'BLE MS RASIKA CHAUBE, MEMBER (A)

O R D E R  
20.12.2024

On behalf of the applicant it is submitted that a response dated 25.11.2024 has been filed to the affidavit that has been submitted on behalf of the PNB the respondent no. 4. Counsel for the applicant has also placed reliance on averments made in Para-7 of the affidavit dated 25.11.2024 which reads to the effect:-

*“7. That, it is pertinent to mention that the Applicant had received the pension of the rank of WO till Nov 2022 and he is getting Last Rank Pension of MWO wef Dec 2022. Therefore, arrears are required to be calculated as difference between the ranks of WO and MWO from Sep 2003 to Nov 2022 and paid accordingly. The Bank/Respondent No. 4 by showing calculation and payment of MWO pension till Jan 2024 has tried to complicate the issue by showing more amounts paid to the Applicant. The Bank/Respondent is required to submit a calculation sheet for pension of the Applicant in terms pension due and paid including disability pension in the ranks of WO and MWO from Sep 2003 to Nov 2022.”*

2. In response, the counsel for the respondent no. 4 placed reliance on the averments made in Para-8 of the said affidavit dated 25.11.2024 which reads to the effect:-

*“8. That, arrears of Rs. 6,54,238/- (Till Jan 2024) shown as paid by the Bank /Respondent No. 4 at Para 10 (iii) of their statement dated 17.10.2024 have not been received by the Applicant till date.”*

3. Furthermore on behalf of the respondent no. 4, reliance is placed on the Annexure-R-2 annexed to the affidavit filed on behalf of the PNB dated 15.03.2024 filed on 27.03.2024 with specific reference to Page-26 thereof and the third last column therein to show that a sum of Rs.6,54,238/- was paid in *toto* to the applicant towards arrears which the applicant vide the response filed on 25.11.2024 vide Para-8 has refuted. Counsel for the applicant in response to the said submission made on behalf of respondent no. 4 submits that the amounts that have been paid by the respondent no. 4 relate only to the disability element of pension and to dearness allowance but that the arrears of pension for the rank of MWO w.e.f. November, 2002 to September, 2003 have not been paid. In the circumstances, we direct the PCDA(P) to submit a chart showing the amount of pension payable in the rank of MWO and WO for the period September, 2003 and November, 2002. PCDA(P) is also directed to also verify the averments that have been made in Annexure R-2 that have been submitted by the respondent no. R-4.

Re- list the matter on 21.02.2025

(JUSTICE ANU MALHOTRA)  
MEMBER (J)

(RASIKA CHAUBE)  
MEMBER (A)