

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

12.

MA 3560/2023 IN OA 1026/2020

Sub/Clk SD Manoj Kumar (Retd) Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Manoj Kr Gupta, Advocate
For Respondents : Mr. K K Tyagi, Sr. CGSC
Mr. Gurfan Ahmed, Sr. Auditor, PCDA

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

O R D E R
07.01.2025

MA 3560/2023

The present application has been filed for execution of an order passed by this Tribunal on 23.11.2022 in OA 1026/2020, whereby the pay of the applicant was directed to be fixed in accordance with the 7th Central Pay Commission (CPC) recommendations. The said order was later modified on 31.05.2024 in terms of the prayer made in MA 1585/2024 and the modified order is now to be implemented.

2. On the last date of hearing, the respondents produced before us a communication dated 09.10.2024 issued by the AG's Branch to the Pay and Accounts Office (ORs) AAD Gopalpur, PIN- 761052 wherein it was directed that in

compliance with the Tribunal's order the Ministry of Defence and the Competent Authority had sanctioned the re-fixation of the applicant's pay in the revised pay scale based on the 7th CPC recommendations effective from the date of promotion to the rank of Subedar w.e.f. 18.06.2016. The Competent Authority also sanctioned the payment of Rs. 56,793/- (Rupees fifty six thousand seven hundred ninety three) towards leave encashment with further directions treating it as a chargeable expenditure.

3. It is stated by the learned counsel for the applicant that although the applicant has received the arrears amounting to Rs. 56,793/- the revised PPO reflecting the revised pay under the 7th CPC has not yet been issued by the PCDA (P) Allahabad.

4. The representative of PCDA (P) Allahabad has indicated that he has no instructions in this regard but in all likelihood the Pay and Accounts Office, AAD Gopalpur may not have yet issued the necessary communication for issuance of the revised PPO.

5. Taking note of the aforesaid, we direct:

- a) Pay and Accounts Office (OR), AAD Gopalpur to issue the necessary instructions, if not already issued, to the PCDA (P) Allahabad for issuance of the revised

PPO, reflecting the pay fixation as per the 7th CPC, based on this Tribunal's modified order dated 31.05.2024 and upon receipt of the instructions from the Pay and Accounts Office (OR), AAD Gopalpur, the PCDA (P) Allahabad shall issue the revised PPO to the applicant.

6. The entire process, including the issuance of the revised PPO, shall be completed by the Pay and Accounts Office (OR), AAD Gopalpur and the PCDA (P) Allahabad within four weeks from the date of this order. A compliance report shall be submitted to the Tribunal within the aforementioned period.

7. Additionally, copies of the communications dated 09.10.2024 and 14.11.2024 are handed over to the representative of PCDA (P) Allahabad for necessary action.

8. List again on 12.02.2025.

9. A copy of this order be given *'DASTI'* to both the parties.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

[REAR ADMIRAL DHIREN VIG]
MEMBER (A)