

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

44.

MA 565/2025 in OA 2957/2022

Sgt Devinder Kumar (Retd) Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Nawneet Krishna Mishra, Advocate
For Respondents : Mr. Vijendra Singh, Advocate

CORAM

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

O R D E R
24.02.2025

MA 565/2025

This application has been filed seeking execution of an order passed on 23.12.2022 in OA 2957/2022. The OA was filed for the purpose of grant of Notional Increment in accordance of the law laid down by the judgment of the Hon'ble Supreme Court rendered in Civil Appeal No. 2471 of 2023 decided on 11.04.2023 titled as *Director (Admn. And HR) KPTCL and Others* Vs. *C.P. Mundingamani and Others* (2023) SCC Online SC 401. Disposing of the MA, granted liberty to the respondents to either grant the benefit or pass a Speaking Order indicating to us as to why the same cannot be granted.

2. Today, when the matter is taken up, respondents produce before us a Speaking Order communicating to the applicant the reason as to why the benefit of Notional Increment cannot be

granted to him. In view of the same, as the respondents have complied with the directions issued in OA 2957/2022, we dispose of the MA having been rendered infructuous, with liberty granted to the applicant to challenge the Speaking Order dt 26.12.2024 rejecting his prayer for grant of Notional Increment.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

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

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