

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

87.

OA 968/2023

Smt Bimla Devi W/o
Ex Hav Late Hukam Singh Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. J P Sharma, Advocate
For Respondents : Mr. Shyam Narayan, Advocate

CORAM

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

ORDER
01.10.2024

Invoking the jurisdiction of this Tribunal the applicant has filed this application and claimed grant of family pension to the applicant. On notice being issued respondents have today produced a communication received from the OIC, Records dt 10.09.2024 issued to the Legal Cell, AFT, PB, New Delhi and in the said communication in para 2, it is indicated that the applicant, Smt Bimla Devi W/o Ex Hav Late Hukam Singh is eligible for grant of family pension w.e.f. 26.01.2019 in accordance to the provisions laid down in the MoD letter referred to in the said para. It is stated in this communication that the family pension claim of the applicant could not be settled on account of non receipt of Income Certificate

from the applicant. It is stated that inspite of repeated letters and correspondence being made, Income Certificate has not been received from the applicant till date. Hence, the respondents are not in a position to process her pensionary claim. Respondents have also enclosed the communication dt 09.09.2024 issued by the Accounts Officer to the applicant referring the earlier correspondence made with regard to the non receipt of Income Certificate to her. Let a copy of this communication dt 10.09.2024 and its enclosures dt 09.09.2024 be served on the counsel for the applicant within three weeks from today and the counsel for the applicant may seek instructions in the matter and direct the applicant to submit the documents, if not already done.

2. List the matter on 04.12.2024.
3. Let a copy of this order be given '*DASTI*' to both the parties.

**[JUSTICE RAJENDRA MENON]
CHAIRPERSON**

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

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