

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

B.

OA 1303/2017 with MA 973/2017

Ex Sub Maj & Hony Lt (Retd) Om  
Pal Singh Chauhan ..... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr. A.K. Trivedi, Advocate and  
Mr. Yogesh Sharma, Advocate  
For Respondents : Mr. R S Chhillar, Advocate  
Maj Satvik Grover, OIC, Legal Cell

CORAM

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

ORDER  
03.01.2025

It is submitted on behalf of the respondents that at the relevant period of time, the applicant was a JCO and that at the rate of Rs. 500/- to be paid for the instructors as the Instructors allowance is the correct amount which is to be paid.

2. On behalf of the applicant, it is submitted that pursuant to proceedings dated 26.11.2024, an additional affidavit of the applicant dated 23.11.2024 has been submitted with it having been stated vide Paras-3 and 4 thereof to the effect:-

*"03. That it is respectfully submitted that the applicant was being paid his Instructors Allowances @ Rs.500/- per month regularly on quarterly basis wef 14/06/2002 till 29/07/2006. The copies of statement of Accounts or JCOs/Ors in respect of the applicant are annexed as Annexure-AA/1 for kind perusal of this Hon'ble court.*

*04. That the Part-II Order dated 25/04/2015 was issued after deducting my leave period availed by the*

*applicant despite the fact that there is no Rule for deducting Instructors Allowances for leave period.”,*

to submit that the Part-II order dated 25.04.2015 was issued after deducting his leave period availed by the applicant despite the fact that there was no rule for deducting Instructors allowance for the leave period.

3. It is further submitted on behalf of the respondents that the Part-II order no. 3/084/1/2015 is dated 25.04.2015, in as much as it was issued after corrections.

Heard.

Reserved.

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

**(RASIKA CHAUBE)  
MEMBER (A)**