

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

26.

OA 2737/2023

Ex Sub Maj Anil Kumar Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Janak Raj Rana, Advocate
For Respondents : Mr. Govind Narayan, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
18.09.2023

The applicant vide the present OA makes the following prayers:

- (a) *To declare the action of the respondents as unjust, arbitrary, and illegal; and*
- (b) *To quash and set aside the letter of the respondent No. NE/CDA/Griev/JC569938F dated 08 May 2023.*
- (c) *To direct the respondents to fix the pay scale to the applicant Rs. 60,400/- at par with his batch mate JC-570003N Sub Maj Shiv Kumar and to pay the recovered amount at the time of final settlement; and*
- (d) *To award exemplary costs upon the respondents in the facts and circumstances of the record; and*
- (e) *Such further order or orders, direction/direction be passed by this Hon'ble Tribunal, may deem fit and proper in accordance with law.*

Notice thereof is issued and accepted on behalf of the respondents. The counter affidavit be filed by the respondents

within a period of four weeks. Rejoinder, thereto, if any, be filed by the applicant within a period of four weeks thereafter.

2. List the matter before the Principal Registrar on **20.11.2023** for completion of pleadings and before the Bench thereafter.

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

**(REAR ADMIRAL DHIREN VIG)
MEMBER (A)**

NMK/POOJA