

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

4.

OA 1739/2024

Maninder Wadhwa W/o Capt R S Wadhwa Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Prashant Negi, proxy for
Mr. S S Pandey, Advocate
For Respondents : Mr. A K Gautam, Sr CGSC for R 1-4
None for R-5-6

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

ORDER
20.05.2024

The applicant vide the present OA makes the following prayers:-

- “8.(a) Call for the records, decision, instructions based on which the Respondents have not acted on the representation of the Applicant alleging various misconducts which the Respondents were duty bound to investigate including the immoral conduct of the Respondent No.6 of keeping a lady illegally in the official accommodation and thereafter quash the same with the direction to the Respondents to carry out an extensive investigation on all such issues raised by the Applicant in her complaints.*
- (b) Call for the records based on which the Respondents including the Respondent No.6 have not taken any action to complete all the necessary post retirement documentations as per the existing instructions on the same which are necessary for inclusion of the name of the Applicant in the service documents including in the PPO as also in the other documents to enable the Applicant to get the CSD Canteen facility as also ECHS benefits as also nomination of the*

Applicant in the Naval Group Insurance Scheme and thereafter quash all such orders.

- (c) Direct the Respondents including the Respondent No.6 to carry out necessary documentations for the purpose of inclusion of the name of the Applicant in the service documents including in the PPO as also in the other relevant records/Forms to enable the Applicant to get the CSD Canteen facility as also ECHS benefits as also nomination of the Applicant in the Naval Group Insurance Scheme after the retirement of the Respondent No.6.*
- (d) Issue such other order/direction as may be deemed appropriate in the facts and circumstances of the case.”*

Along with the same is also a prayer seeking grant of interim relief to the effect:-

“(9) The Respondent No.6 is due to retire as per the information of the Applicant on 31.05.2024 and keeping in view the fact that if all necessary documents are not completed before the retirement, the same will put the Applicant at a grave disadvantageous position. Therefore, it is absolutely necessary to pass an interim direction to the effect that none of the documents including the PPO, Insurance as also ECHS as also CSD Canteen documents submitted by the Respondents be processed and finalised unless the same contains the name of the Applicant in it as the spouse of the Respondent No.6.”

None for the respondent's no. 5 & 6.

Notice of the OA is issued and accepted on behalf of the respondents 1-4 and be issued to respondents 5 & 6 on taking of steps by the applicant returnable on **05.08.2024** .

The counter affidavit of the respondents 1-4 be filed within a period of four weeks. Rejoinder, thereto, if any, be filed by the applicant within a period of two weeks thereafter.

List the matter before the Principal Registrar on **31.05.2024** for completion of service and completion of pleadings and before the Bench thereafter.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(LT GEN C.P. MOHANTY)
MEMBER (A)

Pooja