

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

46.

MA 1927/2024 in OA 288/2023

Sub/MT Subhash Kumar (Retd) ..... Applicant  
Versus  
Union of India & Ors. .... Respondents

For Applicant : Mr. Bikrama Sah, Advocate  
For Respondents : Ms. Sheetal Raguvanshi, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON  
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

O R D E R  
10.01.2025

Issue notice of contempt to the Respondents and Secretary, Department of Military Affairs (DMA) to show cause as to why contempt action should not be taken against him in OA 288/2023 for non-compliance of the order passed on 03.02.2023 the matter of payment of increment to the applicant. Issue has been decided by judgment of 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. Mundinamani and Others [(2023) SCC Online SC 401] and thereafter further directions have been issued by the Hon'ble Supreme Court in SLP (C) No. 4722 of 2021) Union of India & Anr Vs. M. Siddaraj, further modified by the Hon'ble Supreme Court of India on 06.09.2024 in MA Dy No. 2400/2024 filed in SLP (C) No. 4722/2021 and based on this DoPT has also issued circular dt 14.10.2022. In spite of all these, the respondents are

not complying with the order and therefore, we are constrained to issue contempt notice to the Respondents and the Secretary, DMA asking him to show cause as to why he should not be punished for disobedience of this court's order.

2. We are issuing notice to the Secretary, Department of Military Affairs (DMA), in the light of the communication received by this Tribunal from the Joint Secretary to the Government of India, Ministry of Defence, Department of Defence (CMU) communication 04.11.2024.

3. List the matter on 25.02.2025.

4. Let a copy of this order be given '*DASTI*' to both the parties.

**[JUSTICE RAJENDRA MENON]  
CHAIRPERSON**

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

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