

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

1.

OA 1744/2025

MWO Bishwanath Sinha (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Nandita Lal, proxy for
Mr. S S Pandey, Advocate
For Respondents : Ms. Deepti Kathpalia, Advocate
Mr. Pankaj Sharma, Incharge, DAV,
Legal Cell
Mr. Guffran Ahmad, Sr. Auditor,
PCDA(P)

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

ORDER
18.07.2025

On behalf of the applicant has been submitted copy of the Savings Account Pass Book of the applicant to submit to the effect that the recovery has been effected despite the order dated 30.05.2025.

2. On behalf of the respondents has been submitted copy of document no. SPARSH/AF/11196/Court Cases(253022N) dated 04.07.2025 letter no. stating to the effect:-

“In compliance of Court Order of the Hon'ble Court dt-30.05.2025 received vide your letter cited above, it is intimated that Recovery due to overpayment of pension has been stayed for the month July 2025.”

3. Counsel for the applicant submits that despite the order dated 30.05.2025, the recovery has been made in the month of

June, 2025. The said aspect is not refuted by the PCDA(P) representative, Mr. Guffran Ahmad, Sr. Auditor, PCDA(P) and submits that the copy of the order dated 30.05.2025 was received after 15.06.2025. In these circumstances, the refund of the recovery made despite the order dated 30.05.2025 be made by the respondents without default within a period of two weeks.

4. Directions in Para-5 of the order dated 30.05.2025 be also complied with by the respondents within a period of two weeks.

Re-list the matter on **08.08.2025**

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(RASIKA CHAUBE)
MEMBER (A)

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