

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

4.

OA 385/2025

Sgt Krishna Rao Narshima Swamy (Retd) ..... Applicant  
VERSUS  
Union of India and Ors. .... Respondents

For Applicant : Mr. A K Chaudhary &  
Mr.Raj Kumar Mishra &  
Mr.Pradeep Kumar Mishra, Advocates  
For Respondents : Mr. Satya Ranjan Swain, Advocate with  
Mr. Ankush Kapoor, Advocate  
Mr. Pankaj Sharma, Incharge DAV Legal Cell

CORAM

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

ORDER  
13.02.2025

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

*“(a) Pass an order directing the Respondents to issue a corrigendum PPO after granting the enhanced pension by 20% in basic pay after attaining the age of above 80 years.*

*(b) Pass an order re-calculating other terminal benefits after taking into account the benefit of enhanced pension on the date of completion of 80 years.*

*(c) Pass an order granting interest @ 18% on the arrears of pension and other terminal benefits entitled in terms of the recalculation after implementing the order at (a) & (b) above.*

*(d) Pass an order awarding cost of the present application for compelling the filing of the instant application.*

*(e) Pass any other or such further order(s) or direction(s) in favour of the applicants and against the respondents which this Hon'ble Tribunal feels necessary in the present circumstances of the case, to meet the ends of justice.”*

2. Notice of the OA is issued and accepted on behalf of the respondents. In view of the date of birth of the applicant having been put forth as per the Civil and service particulars placed on record by the applicant as Annexure A-1(Colly) putting forth his date of birth as 29.05.1944, apparently the applicant has completed a period of 80 years.

3. In view thereof, the respondents shall place on record the document showing the payment of enhanced pension of 20% from the date the applicant attained the age of 80 years on the next date of hearing.

4. As regards the prayer made by the applicant seeking grant of enhanced pension from the date 30.05.2023 till 30.05.2024, the aspect is still *sub judice* before the Hon'ble Supreme Court in Civil Appeal 30371/2023 and in Civil Appeal 5789-5790/2023 and shall be taken up after disposal of the said Civil appeals by the Hon'ble Supreme Court.

Re-list the matter on 24.04.2025

(JUSTICE ANU MALHOTRA)  
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)  
MEMBER (A)