

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

77.

MA 3233/2019 in TA 3/2016

Capt Kashyap Kumar	Applicant
Versus		
Union of India & Ors.	Respondents

WITH

78.

MA 227/2018 with TA 3/2016

Capt Kashyap Kumar	Applicant
Versus		
Union of India & Ors.	Respondents

For Applicant	:	Ms. Praavita Kashyap, Advocate
For Respondents	:	Gp Capt Karan Singh Bhati, Sr. CGSC and Mr. Harish V Shankar, Advocate

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

O R D E R
18.12.2023

MA 3233/2019

It is stated that by learned counsel appearing for the applicant that on 4th May, 2023 applicant had submitted a representation to the Ministry of Defence for considering the claim for grant of Post-retiral benefits. When the matter came up on 25th August, 2023 before the Bench, it was pointed out by the respondents represented by learned Sr. CGSC, Sh. Karan Singh Bhati that the representation is under consideration with the Ministry and a decision will be taken shortly on the representation. Taking note of the statement made by the respondents, eight weeks' time was granted to the respondents to

submit the compliance report. Thereafter when the matter came for consideration on 1st November, 2023, a prayer was again made on behalf of the respondents that the representation submitted by the applicant for grant of post-retiral benefits is being processed on highest level and six weeks' time was again sought for submitting the report.

2. At this instance, learned counsel for the respondents submits that the representation has been received by MoD but a final decision has not yet been taken. He prays for further time to enable respondents to take a decision.

3. Keeping in view the aforesaid, as a matter of last indulgence, we grant six weeks' time to respondents to take a decision on the representation submitted by the applicant also communicate the decision to the applicant and submit a report to this Tribunal before the next date of hearing, failing which, we may consider taking coercive action against the officers which are responsible for the delay.

4. List again on 14th February, 2024.

5. Let a copy of this order be provided *DASTI* to learned counsel for the parties.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

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