

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

18.

MA 5192/2025 in OA 2839/2025

Ex Nk Shri Niwash Ray Applicant

VERSUS

Union of India and Ors. Respondents

For Applicant : Mr. Devendra Kumar, Advocate

For Respondents : None

Maj Abhishek Kumar, OIC, Legal Cell

Mr. Guffran Ahmed, Sr. Auditor PCDA (P)

CORAM

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

HON'BLE LT GEN C. P. MOHANTY, MEMBER (A)

ORDER

16.12.2025

MA 5192/2025 has been filed by the applicant of
OA 2839/2025 with the following prayers:-

“(a) Direct the respondent to refund the recovered amount i.e Rs. 9,038/- in the month of Sep 2025 and Rs. 9,286/- in the month of Oct 2025 from the pension account of the applicant.

(b) Direct the respondent to stop the further recovery from the pension account of the applicant thereby to execute the Hon'ble Court Order dated 23.09.2025.

(c) Any other relief which the Hon'ble Tribunal may deem fit and proper in the fact and circumstances of the case.”

2. Vide order dated 23.09.2025 in OA 2839/2025, the recovery sought to be made by the respondents from the applicant's pension had been stayed with the immediate effect and despite the presence of the Senior Auditor for the PCDA (P) Mr. Abhishek Trivedi on the said date who was apprised specifically of the directions dated 23.09.2025 as observed vide

order dated 23.09.2025 with the copy of the order having been given ***DASTI***, a submission has been made on behalf of the applicant that in the month of September 2025 and in the month of October 2025, there was a recovery effected by the respondents.

3. On behalf of the respondents, Mr. Guffran Ahmed, Sr. Auditor PCDA (P) is present and submits that the same was due to some technical glitch in the SPARSH. The respondents are directed to cure the technical glitches that keep recurring in their operative systems and are directed to ensure that the orders of the Tribunal are adhered to and complied with.

4. On behalf of the applicant has been submitted the pension slip for November 2025 in which there is a recovery of Rs. 9,286/- made again by the respondents

5. On behalf of the respondents has been submitted the corrigendum PPO dated 16.05.2025 qua the applicant which had indicated the demand amount of Rs. 1,02,545/- and the corrigendum PPO dated 03.12.2025 to submit to the effect that the demand amount is 'zero'.

6. It is submitted on behalf of the respondents that the entire amount recovered despite order dated 23.09.2025 would be refunded to the applicant through the amount paid to the applicant in December 2025 at the time of payment of his pension.

7. Re-list the matter on **06.01.2026**.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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

