

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

11.

MA 1121/2023 IN OA 2568/2022

Hav D Srinivasa Rao (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Shakti Chand Jaidwal, proxy for
Mr. Manoj Kr Gupta, Advocate
For Respondents : Mr. Rajan Khosla, Advocate

CORAM

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

ORDER
31.08.2023

MA 1121/2023

Vide notification No. 2(25)/2013/AFT/PB/Adm-1 dated 29.08.2023, 30.08.2023 having been declared a holiday, the matter is taken today.

2. Further time is sought on behalf of the respondents for compliance of the directions dated 13.12.2022 in OA 2568/2022 which has not been complied till date.

3. In terms of Section 29 of the AFT Act 2007 which is to the effect:-

"Execution of order of Tribunal.

Subject to the other provisions of this Act and the rules made thereunder, the order of the Tribunal disposing of an application shall be final and shall not be called in question in any Court and such order shall be executed accordingly."

the orders of this Tribunal are final and have to be executed. In view thereof the compliance of the direction dated 13.12.2022 in OA 2568/2022 be reported by the respondents within a period of three weeks and not later than 22.09.2023, failing which notice would have to be issued to the Secretary, Ministry of Defence to explain the default for the date 25.10.2023.

3. List the matter again on **19.09.2023**.
4. Copy of the order be given **DASTI** as prayed.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)
MEMBER (A)

sp/nmk