

IN THE ARMED FORCES TRIBUNAL, PRINCIPAL BENCH AT NEW DELHI

12.

O.A No. 37 of 2011

Ex L/Nk Mata Din

.....Petitioner

Versus

Union of India & Ors.

.....Respondents

For petitioner: Sh. A.K Trivedi, Advocate.

For respondents: Sh. Ankur Chhibber, Advocate

CORAM:

HON'BLE MR. JUSTICE A.K. MATHUR, CHAIRPERSON.

HON'BLE LT. GEN. S.S.DHILLON, MEMBER.

ORDER
19.10.2011

1. The petitioner in this petition has prayed that the respondents be directed to finalise his case and authorise service/disability pension to him as applicable with effect from the date of his discharge from DSC i.e. 30.4.2004 as he has rendered more than 15 years of service, alongwith arrears of pension with 18% interest.
2. The petitioner was enrolled in the Army on 11.9.1971 and served upto 30.9.1986 in Kumaon Regiment. He was re-enrolled and joined Defence Security Corps on 31.3.1989 and was discharged from there on 30.4.2004 in low medical category. The petitioner has filed this petition and prayed that he has put in 15 years and one month and his case for grant of service/disability pension may be decided.
3. Reply has been filed by the respondents. Learned counsel for the respondents has submitted that the petitioner is short of qualifying service and that the case had been referred to the Ministry of Defence for condonation of the shortfall

of 15 years service. It is submitted that not only the case of the petitioner, but the cases of similar nature were also referred to the Ministry of Defence on 14th October 2011.

4. The respondents are directed to dispose of the communication from the IHQ of Ministry of Defence (Army) dated 14th October 2011 as expeditiously as possible, at any rate within a period of two months, so that the petitioner will know about the fate of his case. The petition is disposed of, with the above observations.

A.K. MATHUR
(Chairperson)

S.S. DHILLON
(Member)

New Delhi
October 19, 2011
alx