

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

39.

OA 1632/2018

Ex Swr Shivaji Anant Honmane Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Manoj Kr Gupta, Advocate
For Respondents : Mr. Shyam Narayan for R-1, R-2 & R-4
Mr. Rajeev Sagar for R-3, Advocates

CORAM

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

ORDER
20.09.2023

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

"A. Direct the Respondent to grant service pension with all the consequential benefit to the applicant by notionally permitting him to complete 15 years of pensionable service; or consider continuation till the period of Qualifying Service of 15 years for the purpose of pension; And/or

B. That R-3 to be directed to credit AGI Maturity Fund in his account with 18% compound interest; And/or

C. Quash the Impugned order dated 03.07.2018 and ex-parte discharge from service on 30.11.1994 under Army Rule 13(3) and issue direction for reinstatement of the applicant in service, And/or

D. Any other just and equitable order in the interest of justice may kindly be passed."

2. Vide order dated 05.10.2018, as also reflected vide proceedings dated 22.02.2023, it has been brought forth that the prayer that remained to be adjudicated upon was in relation to

the relief claimed of the AGI Maturity Fund. Pursuant to proceedings dated 13.07.2023, on behalf of the State Bank of India, has been submitted by the learned counsel the affidavit of its Manager at Akluj, Solapur, dated 31.07.2023 has been submitted on record along with the copy of the Cheque bearing number 54290 dated 31.07.2023 issued in the name of Ex Swr Shivaji Anant Honmane for the sum of Rupees 62,297/- which is inclusive of the amount of Rupees 7,944/- and applicable interest @ 8% as per the calculation sheet submitted on record and that the respondent no. 3 has so submitted to put an end to the matter in its entirety.

3. In view of the Vakalatnama of the learned counsel for the applicant being on the record, the said original cheque has been handed over to the learned counsel for the applicant who has signed qua the same for the receipt of the said cheque, copy of which is placed at Page 6 of the affidavit dated 31.07.2018 filed on behalf of the respondent no. 3.

4. In view thereof all the prayers in the OA 1632 / 2018 having been disposed of, the OA stands disposed of.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)
MEMBER (A)