

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

27.

MA 1612/2024 in OA 1667/2023

Gp Capt Debasish Dhar Applicant
Versus
Union of India & Ors. Respondents

For Applicant : Mr. Ajit Kakkar, Advocate with
Ms. Aishwary K Singh,
Mr. Lownish Miglani, and
Ms. Geetika Sharma, Advocates
For Respondents : Mr. Anil Gautam Sr CGSC

CORAM

HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
15.07.2024

MA 1612/2024

This application has been filed seeking execution of an order passed in OA 1667/2023 initially on 6th July, 2023 and modified vide order passed on 6th November, 2023 in RA 53/2023. The modified order passed in RA 53/2023 reads as under:-

“4. In our considered view, there is necessity for reviewing the order. Respondents may simply communicate to the applicant in the manner in which pay fixation has been done and according to the respondents the same being the beneficial option, it should be intimated to the applicant so that if still dissatisfied the applicant may proceed in accordance with law.


5. In case the applicant is not entitled to the benefits for any reason other than the above whatsoever the respondents are free to discuss the same and communicate to the applicant by a speaking order.

6. With the aforesaid observations, finding no case for review, the RA is dismissed.”

2. Now today when the matter is taken up, Mr. Anil Gautam, Sr. CGSC appearing for the respondents submits that in pursuance to the order passed by this Tribunal on 6th November, 2023, the claim of the applicant for his entitlement with regard to grant of benefits was examined by the respondents and by recording various reasons a detailed speaking order has been passed on 24th April, 2024 stating as to how the benefits can be granted to the applicant and that being so, we dispose of the application with a liberty to the applicant, if any grievance still subsisting he may proceed in the matter in accordance with law.

3. Accordingly, granting aforesaid liberty, the application stands disposed of.


[JUSTICE RAJENDRA MENON]
CHAIRPERSON


[REAR ADMIRAL DHIREN VIG]
MEMBER (A)