

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

2.

OA 1713/2024 with MA 2193/2024

JWO Shahapure Pratap Shankar (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. Manoj Kr Gupta, Advocate
For Respondents : Ms. Garima Sachdeva, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

ORDER
20.05.2024

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

- “8.(A) To direct the respondents to calculate and revise Applicant’s pension as per the Last Rank JWO, the last rank held for 05 months before retirement, and in consonance with the principle of calculation, upheld in the case of JWO P Gopalakrishanan as referred in the judgment (Supra) placed at Annex-A3; and/or.*
- (B) Direct the respondents to issue fresh PPO for the restructured and revised pension in the rank of JWO w.e.f 31 Dec 2000 (date of discharge) and pay the arrears of pension with 10% interest; and/or.*
- (C) Pass any other just and equitable order as you deem fit and proper in the interest of justice.”*

MA 2193/2024

MA 2193/2024 filed by the applicant seeking condonation of 8346 days delay in filing the OA for the reasons mentioned therein and the verdict of the Hon’ble Supreme Court in *UIO &*

Ors vs. Tarsem Singh (2008) 8SCC 648, is allowed and the delay in institution of the OA is condoned.

OA 1713/2024

Notice of the OA is issued and accepted on behalf of the respondents.

The matter be re-notified on 27.05.2024.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

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

Pooja