

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

38.

MA 3136/2024 in OA 1926/2020

Ex Sgt Meegada Prasada Rao Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Mr. J.P. Sharma, Advocate
For Respondents : Mr. Anil Gautam Sr CGSC with
Mr. R.S. Chillar, Advocate

CORAM

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

ORDER
07.08.2024

MA 3136/2024 has been filed by the respondents with the following prayers:-

- “(i) Modify/correct the date of entitlement of service pension as 3 years prior to the date of filing of the O.A. No. 1926/2020 (16.12.2020), instead of the date of discharge (12.01.2007)*
- (ii) Allow the respondents a further period of 3 months to implement the modified order/s.*
- (iii) Any other order(s) may be passed as deemed appropriate in the facts and circumstances of the case.”*

2. Whilst accepting notice of the application on behalf of the non-applicant it is submitted that there has been no opposition to the prayer. In view of the verdict of the Hon'ble Supreme Court in the case of the **Union of India & Ors. Vs. Tarsem Singh** [(2008) 8 SCC 648], it is considered appropriate to

allow the prayer made by the respondents seeking confinement of the grant of the arrears of the service pension of the applicant to a period of three years prior to the institution of the OA1926/2020 which was instituted on 11.11.2020.

MA 3136/2024 is disposed of accordingly.

(JUSTICE ANU MALHOTRA)
MEMBER (J)

(REAR ADMIRAL DHIREN VIG)
MEMBER (A)

/nmk