

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

12.

MA 505/2024 in OA 302/2015

MWO Inayat Khan

..... Applicant

VERSUS

Union of India and Ors.

..... Respondents

For Applicant : Ms. Chavvi Yadav, proxy for

Mr. Ajit Kakkar, Advocate

For Respondents : Dr. VS Mahndiyar, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)

HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

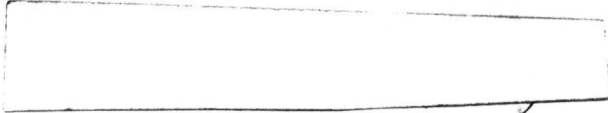
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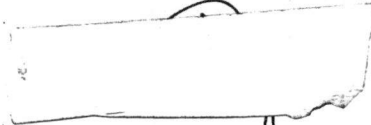
15.04.2024

The learned counsel present for the applicant submits that pursuant to directions dated 24.05.2019 in OA 302/2015, the PPO and the arrears in relation to the benefits have been credited to the account of the applicant. Thus, in terms of proceedings dated 07.02.2024, the same have already been credited to the account of the applicant, it is apparent, thus that the application MA 505/2024, calls for no further action and is disposed of.

2. As regards, the show cause notice issued to the respondents vide order dated 07.02.2024 asking the respondents to show cause as to why the costs of Rs. 20,000/- which had not been paid till the date 07.02.2024 be not recovered and as to why the interest thereon also be not recovered from the respondents and from the officers who are responsible for the delay, in view of the response dated 12.02.2024 that has been submitted by the

respondents coupled with the proceedings dated 07.02.2024 indicating to the effect that the respondents were directed to the effect that in the event of non-compliance of the directions dated 24.05.2019 in OA 302/2015 within a period of six weeks i.e. apparently, within a period of six weeks from the date 05.07.2022, the respondents would be liable to pay costs of Rs. 20,000/- to the applicant by way of a demand draft in relation to which the averments made in the counter affidavit filed on behalf of the respondents dated 27.02.2024 indicates to the effect that the corrigendum PPO was issued by the respondents on the date 12.08.2022, which is also not refuted by learned counsel for the applicant, in view thereof the show cause notice issued to the respondents for the payment of costs of Rupees 20,000/- and the interest thereon is waived.


(JUSTICE ANU MALHOTRA)
MEMBER (J)


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