

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

74.

MA 5479/2024 WITH MA 5480/2024 IN OA 860/2023

Ex Swr Ishwar Singh		Applicant
Versus		
Union of India & Ors.		Respondents
For Applicant	:	Mr. J P Sharma, Advocate
For Respondents	:	Mr. Sudhir Kumar, Advocate

CORAM

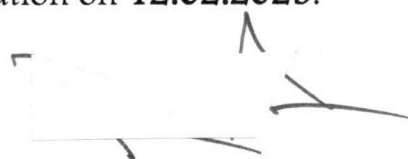
HON'BLE MR. JUSTICE RAJENDRA MENON, CHAIRPERSON
HON'BLE LT GEN C.P. MOHANTY, MEMBER (A)

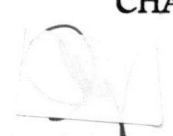
ORDER
19.12.2024

MA 5480/2024

OA 860/2023 was allowed by this Tribunal on 24.07.2024 and the applicant therein was granted the benefit of disability. It is now reported that the applicant, namely, Ex-Swr Ishwar Singh, expired on 13.10.2024, as evident from the death certificate (Annexure A1) issued by the Municipal Corporation of Delhi, which is available in the record of MA 5480/2024. This is an application seeking permission to bring the legal heir of the original applicant, namely, Ex-Swr Ishwar Singh, on record and to permit the legal heir to file an execution application for the implementation of the order passed in OA 860/2023.

2. Taking note of the facts of the case, Smt. Azad Kumari, wife of the deceased applicant (the legal heir), is permitted to file/pursue the execution application, i.e., MA 5479/2024.
3. Issue notice to the respondents. Subject to the verification of the particulars of the applicant, the respondents are directed to proceed with the implementation of the order passed in OA 860/2023 and grant the benefit to the legal heir or other surviving legal heirs of the late Ex-Swr Ishwar Singh.
4. Therefore, the MA 5480/2024 is allowed and disposed of and Smt. Azad Kumari is permitted to prosecute the execution application.
5. List MA 5479/2024 for consideration on 12.02.2025.


[JUSTICE RAJENDRA MENON]
CHAIRPERSON


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