

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

56.

RA 50/2024 WITH MA 4133/2024 IN OA 2001/2023

Union of India & Ors. Applicant
Versus
MWO (HFO) Kripa Shanker (Retd) Respondents

For Applicant : Mr. Kumar Gaurav, Advocate
For Respondents : Mr. Tatsat Shukla and
Mr. Dhiraj Kumar, Advocates

CORAM

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

ORDER
24.09.2024

RA 50/2024

This application has been filed by the respondents under Section 18 of the Armed Forces Tribunal (Procedure) Rules, 2008, seeking review of an order passed by this Tribunal on 04.08.2023 in OA 2001/2023.

2. The issue raised in the OA is squarely covered by the judgment of the Hon'ble Supreme Court rendered in Civil Appeal No.2471 of 2023 decided on 11.04.2023 titled as Director (Admn. And HR) KPTCL and Others Vs. C.P. Muddinamani and Others [(2023) SCC Online SC 401].

3. In this review application, the respondents have argued that due to various factors mentioned therein, the applicant is not entitled to the increment. If that is the case, the

respondents have the liberty to pass a reasoned order and communicate the same to the applicant within two months from today. It will then be for the applicant to either challenge or accept the order in accordance with the law.

4. The RA 50/2024 WITH MA 4133/2024 stands disposed of.

5. A copy of this order be given *'DASTI'* to both the parties.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

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

Ps
RA 50/2024