

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

18.

MA 1563/2023 in OA 2579/2022

Dfr Rajpal (Retd)	Applicant
Versus		
Union of India & Ors.	Respondents
For Applicant	:	Mr. Manoj Kumar Gupta, Advocate
For Respondents	:	Mr. Mohit Kumar Singh, Advocate Mr. Sanjeev Kumar Dwivedi, Sr. Account Officer, PAO (ORs) ACR

CORAM

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

ORDER
27.11.2025

MA 1563/2023

This application has been filed seeking implementation of an order passed by this Tribunal on 16th November, 2022 in OA 2579/2022. The direction issued in OA was to grant notional increment to the applicant and for fixation of his pay. In the MA in question the applicant seeks implementation of the order passed in OA 2579/2022 and while hearing the matter on 10.10.2025 the office of PAO(ORs) ACR, Ahmednagar brought before us various materials to say that pay of the applicant has been fixed in the most beneficial manner and that all benefits accruing to him stand granted and nothing further remains to be implemented.

2. By our order passed on 10.10.2025, we directed PAO(Ors) ACR, Ahmednagar to nominate an officer to be present in the Court and explain to us the manner in which the pay fixation of the applicant has been done. Today, Mr. Sanjeev Kumar Dwivedi, Sr. Accounts Officer appeared before us and produced documents and material to show as to how the pay fixation of the applicant has been undertaken and submits that the order passed in OA 2579/2022 has been complied with.

3. We find from the records that the 3rd MACP of Nb Sub was granted to the applicant on 28.06.2008, accordingly, his basic pay was fixed at Rs. 9300+ grade pay Rs. 4200/- on grant of 3rd MACP Nb Sub in the 6th CPC scale. The applicant retired on 30.06.2008 with a basic pay of Rs. 9300/- with grade pay Rs. 4200/- after implementation of Army Rule 2017 with effect from 01.01.2016, applicant pay was revised to Rs. 35,400 in level 6 after multiplication of revised pay by a fitment factor of 2.57 i.e., $Rs. 9300 + 4200 = Rs. 13500 * .57 = Rs. 34,695/-$, which was less than minimum of pay level 6. Hence, applicant's pay has been fixed at minimum of pay level 6 i.e. Rs. 35,400/-.

4. Thereafter while implementing the order passed by this Tribunal the Pay and Accounts Office granted one notional increment to the applicant on 01.07.2008 and the 3rd MACP on 01.07.2008 (as this was approved on 28.06.2008) on the same day and accordingly the pay has been fixed. The

respondents have demonstrated before us the manner of calculation and fixation of pay before grant of the notional increment and after grant of the notional increment and 3rd MACP on 01.07.2008. On going through the same, we find that the applicant's pay has been fixed in the most beneficial manner, i.e., at the maximum of the post in level 6, i.e., Rs. 35,400/- which on going through the documents produced by the officer is found to be correct. As implementation of the order passed by this Tribunal in the case of applicant has been done, accordingly nothing further survives in the matter.

5. The MA is, therefore, disposed of.

[JUSTICE RAJENDRA MENON]
CHAIRPERSON

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

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