

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

76.

MA 4709/2025 IN OA 2647/2023

Col Shamsheer Singh (Retd) & Ors. .... Applicant  
Versus  
Union of India & Ors. .... Respondents

For Applicant : Mr. I S Yadav, Advocate  
For Respondents : Mr. Rahul Chaudhary, Advocate

CORAM

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

ORDER  
09.10.2025

MA 4709/2025

This application has been filed under Rule 25 of the AFT (Procedure) Rules, 2008, seeking grant of notional increment to the applicant by quashing the order passed by the Adjutant General; Branch PS- 3(A) dated 04.07.2024.

2. The applicant had earlier filed an OA before this Tribunal, being OA No.2647/2023 claiming notional increment. Without issuing notice to the respondents and without affording them an opportunity of hearing, the application for notional increment was allowed and disposed of on the very first date. However, liberty was granted to the respondents to pass a speaking order and reject the claim, if they so deemed appropriate. This liberty was specifically granted to the respondents in view of the fact that the application had been allowed on the first date itself, without notice to them and without granting an opportunity to file a counter affidavit.

3. Now, by the order dated 04.07.2024, available on record, the Competent Authority, in Para 2, has recorded various reasons on the basis of which the benefit of notional increment has been denied to the applicant.

4. By the present application under Rule 25, the applicant is seeking a direction from this Tribunal to assess the legality or otherwise of the said order and to grant the benefit of notional increment.

5. In our considered view, the jurisdiction available under Rule 25 does not permit such an exercise. If the applicant is aggrieved by the rejection of his claim through the impugned order, the only remedy available to him is to challenge the same in proceedings under Section 14 of the AFT ACT, 2007.

6. In view of the above, as the present application is not maintainable, it is dismissed with liberty to the applicant to challenge the order dated 04.07.2024 in accordance with law.

7. In view of the above, MA stands disposed of.

JUSTICE RAJENDRA MENON]  
CHAIRPERSON

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

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