

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

16.

OA 2089/2025

Mrs. Sapna Jha W/o
Late Lt Col Manoj Jha (Retd) Applicant
VERSUS
Union of India and Ors. Respondents

For Applicant : Ms. Nandita Lal, Advocate for
Mr. S S Pandey, Advocate
For Respondents : Mr. Atulesh Saran Mathur, Advocate

CORAM

HON'BLE MS. JUSTICE ANU MALHOTRA, MEMBER (J)
HON'BLE REAR ADMIRAL DHIREN VIG, MEMBER (A)

ORDER
17.07.2025

The applicant vide the present OA makes the following
prayers:-

“(a) Call for the records wherein the Respondents have fixed the pay of the Applicant in the 6th CPC in the Rank of Maj w.e.f 01.01.2006 and thereafter despite repeated directions, the Respondents have not rectified the fixation of the pay of the Applicant in the Rank of Lt Col which was more beneficial to him at the time of his transition from 5th CPC to 6th CPC and thereafter quash the same.

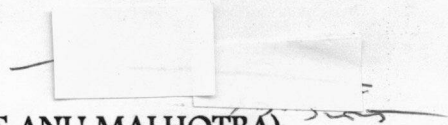
(b) Issue further direction to the Respondents to re-fix the pay of the Applicant in the 6th CPC from the date of promotion as Lt Col on 06.06.2006 in 6th CPC in a manner that is more beneficial to the Applicant with further direction to re-fix the pay of the Applicant in the 7th CPC based on such fixation of pay in a more beneficial manner in the Rank of Lt Col in 6th CPC.

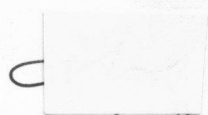
(c) Direct the Respondents to pay the difference of pay after all necessary adjustments as arrears on all such fixation with a penal interest @ 18% in a time bound manner.

(d) Pass any other order/orders as deemed appropriate by this Hon'ble Tribunal in the facts and circumstances of the present case."

2. At this stage, learned counsel for the applicant seeks to withdraw the present OA submitting to the effect that there are material typographical errors in the OA stating that it is the applicant who seeks redressal, whereas the applicant seeks redressal in view of the benefits that would in fact accrue, if any to her late husband Lt Col Manoj Jha (Retd). In view of the said submission, counsel for the applicant seeks liberty to file the OA afresh on the same cause of action.

3. In view of the submissions made on behalf of the applicant, the OA 2089/2025 is thus dismissed as withdrawn with liberty granted as prayed.


(JUSTICE ANU MALHOTRA)
MEMBER (J)


(REAR ADMIRAL DHIREN VIG)
MEMBER (A)

AP/AS