

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

57.

**OA 2476/2023 with MA 523/2025 & 608/2025**

**Ex Sub Hari Lal Meena** ..... **Applicant**  
**VERSUS**  
**Union of India and Ors.** ..... **Respondents**

**For Applicant** : Mr. Nasir Mohd, proxy for  
Mr. Indra Sen Singh, Advocate  
**For Respondents** : Mr. K K Tyagi, Sr. CGSC with  
Maj Satvik Grover, OIC, Legal Cell

**CORAM**

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

**O R D E R**  
**05.05.2025**

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

*“(a) Call for complete original record pertaining to this case leading to the issued of Impugned order dated 16.01.2023 and, after perusal thereof, set-aside said impugned-order passed by the Respondent No.6 whereby it has refused to refund the sum of Rs. 3,54,044/- illegally deducted from the Applicant's Armed Forces Personnel Provident (AFPP) Fund Account;*

*(b) Direct the Respondents to forth with refund said sum of Rs 3,54,044/- illegally deducted from the Applicant's Armed Forces Personnel Provident (AFPP) Fund Account;*

**(c) Direct the Respondents to pay penal interest to the Applicant on said sum of Rs.3,54,044/- illegally deducted from the Applicant's Armed Forces Personnel Provident (AFPP) Fund Account until the said amount is refunded to the Applicant;**

**(d) Award exemplary compensation and cost of litigation in favour of the Applicant and against the Respondents for causing immense mental harassment to the Applicant by making him to run from pillar to post for his legitimate dues as well as for forcing him to knock at the door of this Hon'ble court; and**

**(e) Pass any other order(s) or direction(s) as deemed appropriate in the facts and circumstances of this case.”**

2. No counter affidavit was filed by the respondents. However, the respondents vide order dated 12.11.2024 were directed to explain the document Annexure A-1 no. PDC/843/JC386548L/GRV placed on the record whereby it was stated to the effect:-

*“With reference to above it is intimated that your case has been examined in light of records available with this office and Unit 6 TTR 25TC letter 6TTR 1442/AFPPF/Accts dated 29/09/2021 In your letter dated 05/03/2021, you have stated that you have never applied for AFPP Fund before 2007, however, this office has issued payment authority in response of your Fund application which was received in this office vide 17SSB selection centre letter SCS/56/17558 dated 10/05/2000 & 05/08/2000 (Copy attached),*

*Accordingly, this office has approached to the Unit 17558 & Unit 6 TTR 25TC vide this office letter of even no. dated 28/04/2022 to provide certain information/certificate regarding payment authority bearing No. 1/1017558/15374339N/dated 17/10/2000, which was issued by this office in response of*

*final withdrawal of AFPP Fund bill received vide their letter no. SCS/56/175SB dated 05/08/2000). However, the unit in their response letter no. 2030/Audit Objn/A dated 26/12/2022 has stated that "there is no proof/ records pertaining to withdrawal of AFPP fund for amounting to Rs. 50000/- held with them", which is not satisfactory to refund the amount.*

*In absence of the non-payment certificate from the concerned unit, this office is not in the position to refund the amount, which was deducted on the basis of payment authority issued by this office but not deducted in IRLA, as such the deduction made by the concerned section are being taken as correct in presence of Payment order dated 17/10/2000”*

3. Pursuant thereto the respondents have filed MA 523 of 2025 vide which they submit that the applicant's grievance had since been resolved and nothing remains to be adjudicated in as much as the process of refund has been carried out by the office and an amount of Rs 2,32,747/- i.e. principal amount Rs. 50,000 plus interest amount Rs 1,82,747/- has since been credited to the applicant's bank account under UTR No. SBIN425006230215 dated 06.01.2025.

4. In reply to a specific Court query, counsel for the applicant submits that the said amount as submitted by the respondents vide MA 523 of 2025 has been received.

6. It is further submitted by the counsel for the applicant in reply to a specific Court query that though the prayer clauses 8 (a),(b),(c) vide the OA reflected that an

amount of Rs. 3,54,044/- has been illegally deducted from the applicant's Armed Forces Personnel Provident Fund account, the submission that the respondents have made vide MA 523 of 2025 to the effect that it was only the amount of Rs. 1,82,747/- that had been deducted at the time of FSA as reflected in Final FSA 02/2021 as interest of withdrawal of AFPP fund for an amount Rs.50,000/- against payment authority bearing No. 1/1017558/15374339N dated 17/10/2000 was issued for payment in favour of 15374339N (Now JC386548L) Hari Lal Meena and it has not been found adjusted in individual IRLA and that same was correctly adjusted with interest at the time of FSA is correct and it is submitted by the applicant's counsel that the amount reflected vide para 5 of this application MA 523 of 2025 filed by the respondents is correct.

7. The applicant however, seeks the grant of interest on the amount that has been paid by the respondents only on 06.01.2025 which the applicant points out vide the final FSA last pay drawn certificate for February 2021 had been erroneously deducted by the respondents and had not been paid to the applicant. The said submission made on behalf of the applicant is apparently correct.

8. In view thereof, the OA 2476/2023 is disposed of with directions to the respondents to pay interest at the rate of 6% per annum for the period from March 2021 till the date 05.01.2025 on the amount of Rs. 2,32,747/- which was due to the applicant and had been wrongly deducted by the respondents. The said amount be credited into the account of the applicants within a period of three months from today, failing which, the said amount would incur further interest at the rate of 6% per annum till the date of payment.

9. The application MA 523/2025 is thus disposed of. MA 608/2025, in view of disposal of the OA 2476/2023 calls for no further action and stands disposed of.

Copy of this Order be supplied **DASTI** to either side for compliance.

**(JUSTICE ANU MALHOTRA)**  
**MEMBER (J)**

**(REAR ADMIRAL DHIREN VIG)**  
**MEMBER (A)**

AP  
05.05.2025